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THE

COMPILED CHARTER

AND

REVISED ORDINANCES

OF THE

CITY OF HARTFORD

INCLUDING ALL AMENDMENTS TO THE CHARTER AND ALL ORDINANCES IN FORCE OCTOBER 1, 1907, WITH AN APPENDIX CONTAINING ALL ORDINANCES ENACTED FROM OCTOBER 1, 1907, TO MAY 1, 1908

PUBLISHED BY AUTHORITY OF THE CITY



HARTFORD
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INTRODUCTION.

This publication comprises the ordinances of the City of Hartford revised to October 1st, 1907. The revision of the ordinances is official. The charter is not official and is a compilation made originally in 1906 by Arthur L. Shipman, corporation counsel of the city at that date, and subsequently brought to date with the assistance of Lawrence A. Howard and James W. Knox of the Hartford Bar. This volume is published under the authority of the Court of Common Council of the City.

The compilers trust that, for practical purposes, this publication will be found far more convenient than reference to previous revisions, fragmentary pamphlets containing the ordinances and the various volumes of special laws.

It cannot be expected that this publication is entirely free of errors and omissions. The work, however, has been carefully done, and it is hoped that the volume is as free from defects as are most works of like character. The new arrangement of sections, with head notes or catch-words attached thereto, the compilers feel sure will be regarded as an improvement over previous arrangements of the charter and ordinances.

HARTFORD, June 1st, 1908.

CHAPTER I.

BOUNDARIES AND WARDS.

§ 1. Boundaries. The territorial limits of the body politic and corporate heretofore existing under the name of "The Mayor, Aldermen and Common Council, and Freemen, of the City of Hartford," shall hereafter be the following, viz.: The territorial limits of the town of Hartford with Keney Park addition. 1859. 5 S. L. 316.

Original Boundaries—1784, Vol. 1, S. L. p. 368.
Boundaries extended, 1853, Vol. 3, " p. 392.
" " 1859, Vol. 5, " p. 316.
" " 1871, Vol. 7, " p. 136.
" " 1873, Vol. 7, " p. 620.
" " 1881, Vol. 9, " p. 245.

§ 2. Keney park addition. All that part of the town of Windsor embraced within the following described lines, viz.: Beginning at a stone bound at the intersection of the southerly line of lands of the trustees under the last will of Henry Keney with the westerly line of Windsor avenue, being the southeast corner of lands formerly belonging to Wellington Deming; thence in said westerly line of Windsor avenue, north eighteen degrees forty-two minutes thirty seconds east, one hundred and twenty-one and seventy-two one-hundredths feet; thence in said westerly line north five degrees thirty-eight minutes east, one hundred and forty-two and forty one-hundredths feet; thence in said westerly line, north one degree twenty-eight minutes thirty seconds west, three hundred and eighty-three feet to a stone bound at the intersection of the northerly line of lands of said trustees with the westerly line of Windsor avenue, or howsoever the said westerly line of Windsor avenue may hereafter be found to be, the westerly line herein described being the apparent line as determined by fences and other data; thence south eighty-seven degrees twelve minutes thirty seconds west, seven thousand five hundred and thirty-eight and twenty-six one-hundredths feet to a stone in the boundary line between 1897. 12 S. L. 1174.

Windsor and Bloomfield, being the northwest corner of lands of said trustees; thence in said boundary line, south seven degrees twenty-four minutes thirty seconds west, nine hundred and forty-two and fifty-nine one-hundredths feet to a brownstone bowlder, said stone being the corner-stone between Bloomfield and Windsor, and in boundary line between Windsor and Hartford; thence in said boundary line between Windsor and Hartford, south eighty-three degrees thirty-four minutes east, six thousand two hundred and fifty-five and thirty-three one-hundredths feet to the intersection of said boundary line with the easterly line of lands of said trustees; thence in said easterly line, north twenty degrees thirteen minutes east, four hundred and nine and ninety-two one-hundredths feet to a stone bound; thence in said easterly line, north nineteen degrees forty-four minutes east, five hundred and nineteen and sixty-four one-hundredths feet to a stone bound, which is the southwest corner of land of Mrs. Mary A. Marsh; thence in said easterly line, north three degrees fifty-five minutes thirty seconds east, four hundred and sixty and seventy-two one-hundredths feet to a stone bound, which is the northwest corner of lands of Mrs. Mary A. Marsh; thence north eighty-eight degrees forty minutes thirty seconds east, in the southerly boundary line of lands of said trustees, seven hundred and ninety-six and fifty one-hundredths feet to a stone bound; thence in said southerly line, south seventy-three degrees twenty-nine minutes thirty seconds east, two hundred and forty-seven and seventy-one one-hundredths feet to the point of beginning, containing two hundred and twenty-two and eighty-eight one-hundredths acres, more or less, is hereby annexed to, incorporated with, and made part of the Town of Hartford; conditioned that the same is to become a part of and to be used only as a part of the Keney Park, to be established and maintained as provided by the terms of Henry Keney's will.

1859. 5 S. L. 317.

§ 3. General powers of city. All the inhabitants of the State of Connecticut, being electors thereof, dwelling within said limits, shall continue forever hereafter, to be a body politic and corporate, in fact and in name, by the name of "The City of Hartford"; and by that name they and their successors shall and may have perpetual succession, and be persons in law, capable of suing and being sued, pleading and being impleaded, in all suits of

what nature soever; and also to purchase, hold, and convey any estate, real and personal; and may have a common seal, and may change and alter the same at pleasure; and shall be electors of said city; and by virtue of this act, shall become and be absolutely vested with, possess, and enjoy, all the lands, tenements, hereditaments, property and rights, choses in action, and estate whatsoever, which since the time of the original incorporation of said city have become vested in the inhabitants of said city in their corporate capacity, and which in that capacity are still vested in and belong to said inhabitants, that is to say, in the said city; and said city shall have jurisdiction in civil and commercial matters on the Connecticut river opposite the town of Hartford; and the marshal and deputy marshals of said city shall have authority to execute legal process on said river opposite said town; *it being provided,* that said city shall in no manner regulate or interfere with the navigation thereof, or impose any tax, toll, or duty, on the commerce upon said river.

1895. 12 S. L. 628.

§ 4. Limitations on corporate powers. No tax exceeding six mills on a dollar of the grand list shall be laid or levied by said city of Hartford upon any land within its limits unless said land has an assessed value of at least six hundred dollars per acre; no tax exceeding said rate shall be laid or levied upon any land or the buildings thereon which was added to the limits of the city of Hartford by resolutions of the general assembly, approved July ninth, 1873, and April fourteenth, 1881, so long as said land has an assessed value not exceeding six hundred dollars per acre exclusive of the buildings thereon, and all farming produce, and all stock used in farming, and all implements of husbandry belonging to persons residing on said territory so added, so long as they shall continue to reside thereon, shall be exempt in the same manner and to the same extent; *provided,* that this resolution shall not be so construed as to exempt from liability any property invested in business outside of said added territory; no tax exceeding six mills on a dollar of the grand list shall be laid or levied by said city upon those meadow lands included in the addition made to said city by the act of the general assembly approved July twenty-sixth, 1871, lying on the east side of Wethersfield avenue and not protected by a dyke; or upon that tract of land known as Hartford north meadows, the boundaries of which were established by a decree of the superior

court for Hartford county, passed at its March term, 1868, upon the petition of Henry Drake and Samuel Mather, so long as the same shall remain a common field, and the roads thereon shall be kept and maintained by the proprietors of said meadows. All other lands within the limits of said city subject to taxation shall be liable to pay such tax as shall be levied thereon upon the grand list of said city.

1881. 9 S. L. 246.

§ 5. Idem. The said city of Hartford shall not have power to order to be made any new street, sewer, curb, gutter, sidewalk, or other public improvements of any kind, within or upon the territory added to the limits of said city by resolution, approved April 14, 1881, except upon the written application of not less than twenty-five real estate owners residing and owning land within the territory so added to the limits of said city.

1881. 9 S. L. 246.

§ 6. Idem. The ordinance of said city relating to building lines and to building permits shall not be applicable to the territory so added to said city while said territory shall be used for farming purposes.

1895. 12 S. L. 504.

§ 7. Wards. The city of Hartford shall be and it is hereby divided into ten wards, as follows:

FIRST WARD.

Beginning at a point on Main street, opposite the center of Charter Oak street, thence running easterly through the center of Charter Oak street to the Connecticut river, thence northerly along the west bank of the Connecticut river to a point opposite the center of Talcott street, thence westerly through the center of Talcott street to the center of Main street, thence southerly through the center of Main street to the place of beginning.

SECOND WARD.

Beginning at a point in the center of Main street opposite Talcott street, thence running easterly through the center of Talcott street to the Connecticut river, thence northerly by the Connecticut river to the city line, thence westerly by the northern boundary line of the city to a point where the New York, New Haven and Hartford railroad crosses; thence southerly along the center of the track

of the New York, New Haven and Hartford railroad to the center of Canton street, thence westerly through the center of Canton street to the center of Main street, thence southerly through the center of Main street to the place of beginning.

Third Ward.

Beginning at a point on Main street opposite Canton street, thence running easterly through the center of Canton street to the center of the track of the New York, New Haven and Hartford railroad, thence northerly along the center of the track of the New York, New Haven and Hartford railroad to the northern boundary line of the city, thence westerly by the northern boundary line of the city to a point opposite the center of Vine street, thence southerly in a straight line coincident with Vine street produced, to the center of Vine street, thence southerly through the center of Vine street to the center of Albany avenue, thence easterly through the center of Albany avenue to the center of Belden street, thence easterly through the center of Belden street to the center of Main street, thence northerly to the place of beginning.

Fourth Ward.

Beginning at a point on Little river, opposite the center of Union place, thence running northerly through the center of Union place to the center of Church street, thence easterly through the center of Church street to the center of High street, thence northerly through the center of High street to the center of Main street, thence northerly through the center of Main street to the center of Belden street, thence westerly through the center of Belden street to the center of Albany avenue, thence westerly through the center of Albany avenue to the center of Vine street, thence northerly through the center of Vine street to Holcomb street, thence northerly in a straight line coincident with Vine street produced, to the northern boundary line of the city, thence westerly on the northern boundary line of the city to the western boundary line of the city, thence southerly on the western boundary line of the city to the center of Asylum avenue, thence easterly through the center of Asylum avenue to the center of Woodland street, thence northerly through the center of Woodland street to the center of Collins

street, thence easterly through the center of Collins street to the center of Garden street, thence southerly through the center of Garden street to the center of Asylum street, thence easterly through the center of Asylum street to the center of Union place, thence southerly in a straight line to the place of beginning.

Fifth Ward.

Beginning at a point on Main street, opposite Mulberry street, thence running westerly through the center of Mulberry street to the center of Little river, thence westerly by the Little river to a point opposite the center of Union place, thence northerly through the center of Union place to the center of Church street, thence easterly through the center of Church street to the center of High street, thence northerly through the center of High street to the center of Main street, thence southerly through the center of Main street to the place of beginning.

Sixth Ward.

Beginning at a point on Main street, opposite Mulberry street, thence westerly through the center of Mulberry street to the center of Little river, thence westerly by the center of Little river to a point opposite the center of Hungerford street, thence southerly through the center of Hungerford street to the center of Park street, thence easterly through the center of Park street to the center of Main street, thence northerly through the center of Main street to the place of beginning.

Seventh Ward.

Beginning at a point on Main street, opposite the center of Charter Oak street, thence easterly through the center of Charter Oak street to the Connecticut river, thence southerly by the Connecticut river to the southern boundary line of the city, thence westerly by the southern boundary line of the city to the center of Maple avenue, thence northerly through the center of Maple avenue to the center of Webster street, thence northerly through the center of Webster street to the center of Washington street, thence northerly through the center of Washington street to the center of Park street, thence easterly through the center of Park street to the center of

Main street, thence northerly through the center of Main street to the place of beginning.

Eighth Ward.

Beginning at a point on Park street, opposite the center of Washington street, thence southerly through the center of Washington street to the center of Webster street, thence southerly through the center of Webster street to the center of Maple avenue, thence southerly through the center of Maple avenue to the southern boundary line of the city, thence westerly by the southern boundary line of the city to the western boundary line of the city, thence northerly by the western boundary line of the city to a point where the New York, New Haven and Hartford railroad crosses, thence northerly along the center of the track of the New York, New Haven and Hartford railroad to the center of Park street, thence easterly through the center of Park street to the place of beginning.

Ninth Ward.

Beginning at a point on Little river, opposite the center of Union place, thence running northerly to the center of Asylum street, thence westerly through the center of Asylum street to the center of Garden street, thence northerly through the center of Garden street to the center of Collins street, thence westerly through the center of Collins street to the center of Sigourney street, thence southerly through the center of Sigourney street to the Little river, thence southerly in a straight line coincident with Sigourney street produced, to the center of Park street, thence easterly through the center of Park street to the center of Hungerford street, thence northerly through the center of Hungerford street to the Little river, thence easterly along the center of Little river to the place of beginning.

Tenth Ward.

Beginning at a point on Sigourney street, opposite the center of Collins street, thence running westerly through the center of Collins street to the center of Woodland street, thence southerly through the center of Woodland street to the center of Asylum avenue, thence westerly through the center of Asylum avenue to the

western boundary line of the city, thence southerly along the western boundary line of the city to a point where the New York New Haven and Hartford railroad crosses, thence northerly through the center of the New York, New Haven and Hartford railroad track to the center of Park street, thence easterly through the center of Park street to a point opposite the center of Sigourney street, thence northerly in a straight line coincident with Sigourney street produced, to the center of Sigourney street, thence northerly through the center of Sigourney street to the place of beginning.

CHAPTER 2.

ELECTIONS AND ELECTORS MEETINGS.

§ 8. Date of annual meetings, and city officers. The date of the annual meetings of the town and of the city of Hartford shall be the first Tuesday of April in each and every year, beginning in April, 1906. Annual meetings shall be held in wards, and at such annual meetings there shall be chosen by said city by a plurality of votes, a mayor, a city marshal, a clerk, a treasurer, a collector and a controller. 1905. 14 S. L. 663. 1859. 5 S. L. 318.

§ 9. Terms of office. The mayor and city marshal shall hold their respective offices for two years from and after date of election and until their successors have been chosen and qualified. The freemen of the city chosen in the annual city meeting on the first Tuesday of April, 1906, and biennially thereafter as collector, controller and treasurer shall respectively hold office for two years from and after the first Monday of June next succeeding their elections and until their respective successors are chosen and qualified. The term of any officer chosen to fill out an unexpired term shall expire upon the expiration of the term of office of his predecessor. 1859. 5 S. L. 318. 1886. 10 S. L. 258. 1905. 14 S. L. 553.

§ 10. Members of court of common council, election and terms of. At the annual meeting of the city of Hartford to be holden on the first Tuesday of April, 1906, there shall be chosen by plurality vote in each of said ten wards, from among the electors entitled to vote therein, four councilmen, to hold office for one year, and one alderman, to hold office for two years, and at all subsequent city meetings there shall be chosen in each of said ten wards one alderman, to hold office for two years, and four councilmen, to hold office for one year, and until their (*respective*) successors are chosen and qualified. In case of a tie vote, the vacancy in the office of alderman or common councilman shall be filled at a new election to be held on the next day for the special purpose of filling such vacancy. 1905. 14 S. L. 662. 1859. 5 S. L. 318.

1895. 12 S. L. 696.

§ 11. Town officers, election of. The town of Hartford shall elect no officers except its selectmen, town clerk, assessors, grand jurors, registrars of voters, high school committee, board of school visitors and constables, and except also such officers as are by law voted for at the biennial electors' meeting in November. Annual meetings of said town for the choice of town officers shall be held at the same place provided for holding the city meeting, which meeting of said town shall be warned and held in the same manner as is now provided for warning and holding town meetings in the town of Hartford. There shall be chosen (*at such annual meetings*) six grand jurors, of whom no person shall vote for more than three; five persons to constitute a high school committee, of whom no person shall vote for more than three; three members of the board of school visitors, of whom no person shall vote for more than two; seven constables, of whom no person shall vote for more than four. At (*the annual*) meeting in 1896, and biennially thereafter, there shall be chosen a town clerk and two registrars of voters, of whom no person shall vote for more than one. At such meeting held in 1898, and triennially thereafter, there shall be chosen three assessors, of whom no person shall vote for more than two. All said officers shall hold their several offices for terms of the same length as their respective terms would have been had this resolution not been passed, and each of said terms shall begin on the first Monday of June next following their respective elections. All expenses of said town election shall be paid by said city.

1907, S.L.

§ 12. Election of selectmen. At the annual town meeting in Hartford in the year 1908, and biennially thereafter, there shall be chosen five selectmen, of whom no person shall vote for more than three, to hold office for the term of two years from and after the first Monday in June next following their election and until their respective successors are elected and qualified.

1859. 5 S. L. 318.

§ 13. Residence required in wards. No person shall vote in any ward meeting held for the choice of city officers unless he shall have resided in such ward sixty days next preceding the day of said ward meeting. If any person otherwise qualified to vote in a city meeting shall have removed from one ward to another within sixty days preceding such meeting he shall be entitled to vote in the ward in which he last resided before his removal.

§ 14. Registration of electors. The registrars of the town of Hartford shall, on the Thursday of the third week before the annual meeting held in said town on the first Monday of April, 1904, and biennially thereafter, complete a correct list of all electors in said town who will be entitled to vote therein at such meeting, and shall hold a meeting at some place within said town and the voting districts therein, at which meeting they shall place on the list, under the title "to be made," the names of those by whom or in whose behalf a claim is made to either registrar, in the manner provided in section 1602 of the Revised Statutes of 1902, that they will be entitled to be made electors before the day of such annual town meeting. Such lists shall be prepared in the manner provided in chapter 103 of the General Statutes, and no person shall be registered on the list "to be made" unless a written application is made in the manner provided in section 1602. A copy of their said list certified by them to be correct shall by the registrars of Hartford be put upon the public signpost in said town, and a like copy filed with the town clerk of said town. Such registrars shall, before filing said lists, add thereto the names of those persons who have formerly been admitted or registered as electors in said town, and who have resided in this state the one year and in said town the six months next preceding such town meeting. 1905. P. A. Chap. 105.

§ 15. Voting districts. The town of Hartford is hereby divided into ten voting districts, as follows: So much of said town as is included within the boundaries of the first ward in the city of Hartford, shall be and remain the first voting district of said town of Hartford, and, in like manner, so much of the territory of said town of Hartford, as is included within the boundaries of the second, third, fourth, fifth, sixth, seventh, eighth, ninth, and tenth wards, respectively, of the city of Hartford, shall be and remain respectively the second, third, fourth, fifth, sixth, seventh, eighth, ninth and tenth voting districts of the town of Hartford, and the registrars of said town of Hartford shall appoint election officers in each of said ten election districts in the same manner now provided by law. 1895. 12 S. L. 507.

§ 16. Additional voting districts. The mayor and common council of the city of Hartford may, whenever they shall deem it desirable, provide by ordinance for additional voting districts in 1901. 13 S. L. 830.

any of the wards in said city in which there are more than twenty-five hundred electors, by dividing each of such wards into two or more such districts; provided, that no district so established shall contain less than one thousand electors.

1895. 12 S. L. 507.

§ 17. Presiding officer at town and city meetings. The moderator of the fifth voting district shall be presiding officer for the purpose of declaring the result of the ballot of the whole town or city of Hartford, and of making returns to the secretary of the state and to the town clerk of the town of Hartford, as now required by law; and the moderators of the other districts shall be assistant presiding officers and shall make return of their polls as required by law.

CHAPTER 3.

CITY AND TOWN OFFICIALS.

§ 18. Mayor. General powers. The mayor shall be the chief executive officer of the city, and conservator of the peace therein, and have for that purpose, and especially for the suppression of riots and tumults within the limits of said city, all the powers of a sheriff of the county of Hartford including due authority to raise the power of the county and the militia thereof, which authority shall be obeyed, in the same manner, and under the same penalties as that of sheriffs in like cases; and the mayor shall also have all the power necessary to the due execution of the ordinances of said city, when in such ordinance he shall be directed to execute the same. 1859. 5 S. L. 318.

§ 19. Presiding officer of board of aldermen. The mayor shall be the presiding officer of the board of aldermen and of all joint conventions of the court of common council, and be empowered to give a casting vote in all cases where the action of either said board or convention shall result in a tie. 1859. 5 S. L. 324.

§ 20. Mayor's message. It shall be the duty of the mayor of said city, from time to time, to furnish a statement to the court of common council of the condition of municipal affairs, and to communicate such recommendations in relation thereto as may seem to him proper. 1879. 8 S. L. 342.

§ 21. Mayor may administer oaths. The mayor is hereby authorized and empowered to administer oaths within the corporate limits of the city of Hartford. 1868. 5 S. L. 535.

§ 22. Special policemen. The mayor may from time to time appoint one or more suitable persons to be designated by the Cedar Hill cemetery association, to be and act as policemen, upon the grounds and at the expense of the association. They shall 1879. 8 S. L. 242.

wear in plain sight a suitable shield, marked "Cemetery Police," shall enforce the rules of the association, and may arrest any persons violating, or who shall have violated said rules; and they shall have within the grounds the power of the police of the city of Hartford. Resistance to such policemen shall be punished in the same manner as is now provided by law for resistance to constables.

1893. 11 S. L. 463. He may appoint special policemen to act upon street railway cars, upon amusement grounds, and in parks and other places within the limits of the city whenever any unusual precautions are necessary to preserve order or the public peace, and such special policemen so appointed shall have all the powers during their term of service and in the performance of the duties specially assigned to them now by law conferred upon the regular police officers of the city, and shall be under the control and direction of the chief of police of said city and shall receive the same compensation as supernumerary policemen for special services.

1905. 14 S. L. 641. He may, from time to time, upon the application of any financial or manufacturing corporation, or upon the application of the board of park commissioners, located within the said city, appoint and commission in writing as special policemen, one or more persons designated by such financial or manufacturing corporation or by said board of park commissioners, which person or persons, having made the oath required of members of the police force of the city of Hartford, may act as policemen in and upon the buildings, grounds, and premises in charge of such financial or manufacturing corporation or the park department, at whose instance the appointment or appointments shall be made. All appointments so made, shall be revokable at the pleasure of the mayor, and such appointees shall receive no pay for their services as such special policemen except from such financial or manufacturing corporation, or park department.

Each special policeman so appointed shall, when on duty, wear in plain view a shield bearing the words "Special Policeman" and the name of the financial or manufacturing corporation, or department for which he is appointed. Each special policeman so appointed shall, in or upon the buildings, grounds and premises in the city of Hartford in charge of the financial or manufacturing corporation, or department for which he is appointed, have the same powers as to the maintenance of the peace,

service of criminal process, and arrest of offenders, as are possessed by policemen of the city of Hartford, or by constables of towns, and shall have power to bring such offenders before the proper authority.

§ 23. Marshal. General powers. (*The*) city marshal shall have within the limits of said city the same power and authority as sheriffs of counties, and be liable for neglect of duty in the same manner, and shall, in case of riots within said city, be subject to the direction of the mayor; and said marshal shall be empowered to appoint deputy marshals with like power not exceeding two in number. The marshal and deputy marshal of said city shall have authority to execute legal process on (*the Connecticut*) river opposite the town (*of Hartford*). 1859. 5 S. L. 318.

§ 24. Clerk. General powers. (*The*) clerk shall record all the votes and proceedings of said city, and (*his*) records shall have like validity, as evidence and otherwise, with those of town clerks. 1859. 5 S. L. 318.

The town clerk of said town (*of Hartford*), shall continue to discharge all the duties required of him by law and shall be *ex-officio* city clerk of said city. The city clerk shall be *ex-officio* clerk of the board of aldermen. 1895. 12 S. L. 626. 1859. 5 S. L. 324.

In case of the temporary absence or inability of any city clerk, the court of common council are hereby empowered by concurrent vote to appoint a city clerk *pro tempore,* whose official acts while he continues in said capacity, shall be of the same binding authority as the official acts of said city clerk. 1861. 5 S. L. 436.

§ 25. Treasurer. General powers and duties. There shall be a treasurer of the city of Hartford. He shall have the same and like power and authority as have town treasurers, and shall be accountable to said city. He shall have the custody and disbursement of all funds belonging to the city, and shall be treasurer of the town deposit fund, which fund is vested in the city of Hartford. He shall have an office provided by the city, which shall be kept open during such hours as may be by ordinance prescribed. He shall be allowed his actual office and clerical expenses as hereinafter provided. He shall give bonds to the city in the amount of fifty thousand dollars. 1859. 5 S. L. 318. 1905. 14 S. L. 559.

Idem.

§ 26. Treasurer's clerks. The treasurer may employ such clerical assistance as the court of common council shall by ordinance provide, and said court of common council shall limit the compensation of such clerks.

Idem.

§ 27. Deposit of city funds. All city funds shall be deposited in such banks and trust companies as shall be designated by the board of finance. The treasurer shall pay all orders drawn on him by the controller. No money, except on account of trust and park funds and for the payment of notes, scrip, or certificates of debt of the city or of interest on the same, shall be paid from the city treasury except on the written order of the controller specifying the classification of the claim or account for which said order is drawn.

Idem.

§ 28. Treasurer's reports. Must countersign negotiable instruments. The treasurer shall report to the board of finance, on or before the fifteenth day of each month, his current expense account for the next preceding month, properly audited and certified by the controller, and shall annually close all of his accounts on the thirty-first day of March, and annually, on or before the fifteenth day of April, make out his report and deliver the same, duly audited, to the mayor, who shall transmit the same to the court of common council with his annual message.

The treasurer shall countersign all bonds and notes of the city.

1905. 14 S. L. 553.

§ 29. Collector. General powers and duties. There shall be a collector of the city of Hartford. He shall have all of the powers and be subjected to all the duties imposed by law upon collectors of town taxes and specially conferred on the collector of city taxes for Hartford. He shall receive and collect all taxes due to said city, and no discount shall be allowed thereon. All taxes shall be due on the first day of July, and on all taxes remaining due and unpaid after the first day of August next after the same are laid, one-half of one per centum shall be added and made collectible as a part of such taxes, and a further sum of one-half of one per centum shall be added in like manner and made collectible on the first day of each succeeding month thereafter until such tax is paid.

He shall receive and collect all assessments of every kind made by said city and all license fees payable to said city. All licenses issued by any city department or officer, excepting the health department, shall be presented to the city collector or his authorized agent in the collector's office, who shall receive the fee prescribed therefor and shall countersign each license before the same shall be in effect. He shall cause a record of each license so countersigned to be kept in his office. The mayor, or in his absence, the acting mayor, shall have power to issue a warrant for the collection of any of said taxes or assessments.

§ 30. Report to corporation counsel. It shall be the duty of the collector to report to the corporation counsel during the month of April in each year a detailed statement of the amounts of all taxes and assessments upon real property which have not been abated according to law and which have been due and unpaid for the period of three years, and all taxes assessed only on personal property which have not been abated according to law and which are due and unpaid. It shall be the duty of the corporation counsel to proceed forthwith to collect the same, bringing suit when necessary. Whenever any tax or assessment due to said city is abated, the authority making such abatement shall cause notice thereof to be given forthwith to the collector. Idem.

§ 31. Collector of poll etc. taxes. Payments to treasurer. Clerical assistance and bond. It shall be the duty of the collector to collect all poll and military taxes from persons liable to pay the same and submit to the court of common council in the month of January in each year a statement showing the total number of persons liable to such tax, the total amount assessed, and the amount collected. Idem.

The said collector shall promptly pay to the treasurer all said moneys collected by him and shall take the treasurer's receipt for the same in duplicate, one copy of which he shall file with the controller's office forthwith.

The collector may employ such clerical assistance as the court of common council shall by ordinance provide, and said common council shall limit the compensation of such clerks.

Said collector shall give bonds to the city in the sum of fifty thousand dollars.

1895. 12 S. L. 628.

§ 32. One collector for city and town. On and after the first day of June, 1896, all sums due or thereafter to become due to the town of Hartford for taxes, and all liens to secure the same, shall belong to said city, and shall be payable to the city collector, and liens for the security of said taxes may be filed and enforced, and every suit or proceeding for the collection or security of said taxes instituted, in the name of said city. One rate-bill shall hereafter be made by the rate-maker of said city, and shall be delivered annually on or before the tenth day of June to the city collector. The office of rate-maker for the town of Hartford is hereby abolished. The city collector shall perform all other duties which but for the passage of the consolidation act the town collector would have been required to perform.

1859. 5 S. L. 318.

1905. 14 S. L. 598.

§ 33. Controller. General powers and duties. There shall be a controller of the city of Hartford (formerly known as auditor of city accounts. He shall keep, in books provided for that purpose, accounts with each of the city departments, with such of the city officers as may be designated by the board of finance, and such other accounts as the ordinances of the city or said board of finance may direct. He shall prescribe the form of all accounts and of all financial reports to be rendered by the respective city departments and officers, and shall have the inspection and supervision thereof, and may administer oaths in the course of such duties; he shall audit, or cause to be audited, the accounts of the several departments and of all city officers at least once in every six months; he shall keep such accounts as will enable him to classify the expenditures of the various departments and officers, to the end that each item shall be charged against the amount set apart for the specific purpose for which the expenditure was incurred, as appropriated by the court of common council on the recommendation of the board of finance; he shall not allow any appropriation to be overdrawn, or the appropriation for one item of expense to be drawn upon for any other purpose or by any department other than that for which the appropriation was specifically made. When any department or official shall desire to secure a transfer of funds in its or his appropriation from funds set apart for one specific purpose to another, before incurring any expenditure thereof such department or official shall make ap-

plication to the board of finance, whose duty it shall be to examine into the matter, and upon approval by said board of finance such transfer may be made, but not otherwise.

§ 34. Controller's orders. Every claim or account against the city, certified to be correct and justly due by the department or officer by whom or under whose authority the same was contracted, shall be transmitted to the controller for approval and by him submitted to the court of common council for final action. The controller shall draw his orders on the treasurer for the payment of salaries, claims, or accounts, and such orders shall specify the department under which such orders for such salary, claim, or account are drawn. Idem.

No order shall be drawn without a previous vote of the court of common council authorizing the same and evidenced by a certified copy thereof under the hand of the city clerk or assistant clerk, except as follows: (1) moneys payable by the city treasurer from the city treasury under the authority of state statutes; (2) moneys due from the city on claims evidenced by judgment of a competent court and approved in writing by the corporation counsel; (3) salaries of officers and employes fixed by the charter and ordinances; (4) moneys annually appropriated by the court of common council for the following purposes: vacation schools, public library, teachers and employes of high, evening and manual training schools, public bath employes and employes of the board of street commissioners.

§ 35. Controller's bonds, office, clerk. His absence; audit of accounts. The controller shall give bonds to the city in the amount of twenty thousand dollars. He shall have an office provided by the city and shall keep the same open during such hours as the court of common council by ordinance may direct. He shall be allowed his actual office and clerical expenses as hereinafter provided. In case of the absence, inability, or disability of the controller, the mayor shall appoint some person to perform the duties of his office. Idem.

The controller shall, at the end of each fiscal year, or oftener if so required by the mayor, and in all cases upon the death, resignation, removal, or expiration of the term of any officer, audit or cause to be audited, examine, and settle the accounts of such officer.

The controller may employ such clerical assistance as the court of common council shall by ordinance provide, and said court of common council shall limit the compensation of such clerks.

1859. 5 S. L. 335.

§ 36. Corporation counsel. Appointment and general duties. There shall be an attorney of the city who shall be counsel to the corporation and whose duties and compensation shall be fixed by a by-law or ordinance of said city. After the first Monday of April, 1902, the corporation counsel of the city of Hartford shall be appointed by the mayor of said city, subject to the approval of the board of aldermen of said city. He shall be an attorney at law of at least five years' practice, and shall be a resident of said city. He shall hold his office for the term of two years from and after the first day of May next succeeding his appointment and until his successor is appointed and qualified. The mayor of said city shall within ten days after the first Monday of April, 1902, and biennially thereafter, appoint said corporation counsel, subject to the approval of the board of aldermen. In case the board of aldermen shall fail to approve the appointment of corporation counsel within four weeks after the date of appointment, the mayor shall, within ten days thereafter, again appoint a corporation counsel, subject to the approval of the board of aldermen as in the first instance.

1901. 18 S. L. 1181.

Any vacancy in said office of corporation counsel of said city, which may occur, shall be filled by the mayor of said city (in *the manner hereinbefore set forth.*)

1905. 14 S. L. 554.

§ 37. Surety on official bonds. On or before July 1, 1905, all surety bonds heretofore furnished by city officials of the city of Hartford and now held by said city shall be surrendered for cancellation, and the treasurer of said city is hereby instructed to procure in behalf of the city of Hartford good and sufficient surety bonds for all city officials requiring the same, such bonds to be taken to the city of Hartford and conditioned for the faithful performance of the duties of the respective officers according to law. The premiums and expense of all such bonds shall be paid by the city treasurer from the funds of said city.

The form and sufficiency of such bonds shall be approved by the mayor of said city, and no personal surety shall be accepted by said mayor, but the surety on such bonds shall be a corporation au-

thorized under the laws of the state of Connecticut to transact within said state the business of surety on obligations of persons or corporations.

§ 38. Selectmen. Powers and duties. The powers and duties of selectmen shall be limited to those powers vested in and those duties imposed upon them by the constitution and laws of the state in relation to the admission of persons to the privileges of electors in the town (*of Hartford*), and to the erasure from the registry list of the names of those who have forfeited the privileges of electors. The selectmen shall be paid by the city for the time actually spent in the discharge of said duties and their necessary expenses, and their compensation shall be fixed by ordinance. 1895. 12 S. L. 626.

§ 39. Admission of electors. The selectmen and town clerk of the town of Hartford shall hold a session to examine the qualifications of electors, and to admit to the elector's oath those who shall be found qualified, on Wednesday and Thursday of the second week before the annual town meeting held in said town in 1904, and biennially thereafter, and from nine o'clock in the forenoon until seven o'clock in the afternoon of each of said days. Rev. St. 1902. Sect. 1625.

§ 40. Selectmen. Other duties. The court of common council of the city of Hartford is hereby authorized to provide by ordinance for the performance of all duties of selectmen in the town of Hartford except as already provided for by the constitution of this state and the act consolidating the governments of the town and city of Hartford approved July 9, 1895. 1897. 12 S. L. 962.

§ 41. Duties of registrar of vital statistics to be discharged by clerk of board of health. After the first Monday of October, 1895, no registrar of vital statistics for said town shall be elected. From and after the first Monday of June, 1896, all duties now required of said registrar by law shall be discharged by the clerk of the board of health commissioners. All fees heretofore required to be paid to said registrar shall thereafter be collected by said clerk and paid over to the treasurer of said city and a monthly report of the same shall be made by said clerk to the controller of said city. The salary of said clerk shall be fixed by city ordinance or a vote of the common council. 1895. 12 S. L. 625.

1897. 12 S. L. 829. The clerk of the board of health commissioners of the city of Hartford, shall, with the approval of said board of health commissioners, appoint in writing an assistant, who, on being sworn, shall have the powers and perform the duties of such clerk relating to vital statistics in said city conferred upon said clerk by the Consolidation Act of 1895.

1895. 12 S. L. 627. 1897. 12 S. L. 866. **§ 42. Board of relief, how appointed.** There shall be a board of relief of said city, with the same powers and duties which the board of relief of the town of Hartford would have had if the consolidation act of 1895 had not passed. Said board shall consist of four members, not more than two of whom shall belong to the same political party. In the month of May, 1899, and biennially thereafter, the common council shall elect four members of said board to serve for two years from the first day of June next following their election. Each member of said board shall receive a salary to be fixed by ordinance or vote of the common council. The clerk of the board of assessors shall be the clerk of said board of relief.

1897. 12 S. L. 982. **§ 43. Committee on abatement of taxes, how appointed.** The court of common council of the city of Hartford shall annually, in the month of May in each year, elect a committee on the abatement of taxes, consisting of three electors of said city, not more than two of whom shall belong to the same political party, who shall hold office for one year from the first day of June next after their appointment and until their successors are chosen. Each member of said board shall receive a salary to be fixed by ordinance or vote of the common council. No member of the court of common council shall be eligible to appointment on said committee.

Idem. **§ 44. Committee on abatement of taxes. General powers and duties.** Said committee shall have all the powers and duties in respect to the abatement of taxes in the city of Hartford hitherto by law vested in the mayor and aldermen of said city and in the selectmen of the town of Hartford, and shall annually in the month of March report to the court of common council a list of all the persons whose taxes they have abated in the preceding year.

§ 45. Ratification of acts of committee. All the acts of the committee on the abatement of taxes appointed prior to April 29, 1897, by the court of common council of said city are hereby ratified and confirmed. Idem.

§ 46. Other town officers to be chosen by common council. Constables, election of. All other officers of the town of Hartford, which would but for the consolidation act of 1895 be elected by said town, shall hereafter be chosen by the common council of said city, in so far as said officers are necessary under the laws, and they shall have the same powers and be charged with the same duties that would otherwise devolve by law upon such officers in said town. At the annual town meeting for the choice of town officers to be held in Hartford on the first Monday in April, 1899, and quadrennially thereafter, there shall be chosen seven constables, of whom no persons shall vote for more than four, who shall hold their several offices for the term of four years, beginning on the first Monday of June next following their respective elections. 1895. 12 S. L. 627. 1899. Chap. 43. P. L. 1899. 1902. Rev. St. Sect. 1802.

§ 47. Vacancies in town or city office. The court of common council of the city of Hartford is hereby authorized to provide by ordinance or otherwise for the filling of vacancies in any office that may become vacant by a failure to qualify, or resignation or death of the incumbent of any town or city office, or may exist in consequence of a tie vote at any city election, for the unexpired term of such office. 1897. 12 S. L. 982. 5 S. L. 333.

CHAPTER 4.

BOARD OF WATER COMMISSIONERS.

1859. 5 S. L. 339. 1865. 5 S. L. 770. 1872. 7 S. L. 255.

§ 48. Board of water commissioners. Number, terms, etc. There shall be a board of water commissioners of the city of Hartford, consisting of six persons who shall hold office until their respective successors shall be appointed and qualified.

The Mayor shall annually appoint by and with the advice and consent of the board of aldermen, two persons to be members of said board of water commissioners who shall hold their offices for the term of three years.

1859. 5 S. L. 339.

§ 49. General duties and powers of board of water commissioners. Said board shall continue to be empowered to take and convey for and in behalf of said city, from the Connecticut river, at some point near or within the city of Hartford, such supply of water as the convenience and necessity of the inhabitants of said city may require; and to take and hold for and in behalf of said city, lands or other estate, necessary for the construction of any canals, aqueducts, reservoirs, or other works for conveying or containing water, or for the erection and construction of any buildings or machinery, or for laying any pipes or conductors for conveying water into or through said city, or to secure and maintain any portion of the waterworks; and in general, to do any other act necessary or convenient for accomplishing the purposes of supplying said city with water; and to distribute said water through said city; to establish public hydrants; to prosecute or defend any action or process at law or in equity, by the name of the board of water commissioners of the city of Hartford, against any person or persons or corporation, for the breach of any contract, express or implied, relating to the performance of any work or labor upon said waterworks, or the management of the same, or the distribution of the water, or for money due for the use of the water, or for any injury, or trespass or nuisance affecting the water, machinery, pipes, buildings, apparatus or other things under their superintendence, or for any improper use of the water, or any wasting thereof, or upon any contract or promise made with and to them as water

commissioners, or with their predecessors or successors in office, and said board shall be regarded as a corporation for the purpose of suing and being sued. Said board are hereby authorized to enter in and upon any land or water for the purpose of making surveys, and to agree with the owner or owners of any property or franchise, which may be required for the purposes of this section, as to the amount of compensation to be paid to such owner or owners for the same. And in case of disagreement between said board and any owner or owners, as to such compensation, or as to the amount of damages which ought to be awarded to any person claiming to be injured in his estate by the doings of said commissioners, or in case any such owner shall be an infant, or married woman, or insane, or absent from this state, or unknown, or the owner of a contingent or uncertain interest, either judge of the supreme court of errors, may, on the application of either party, cause such notice to be given of said application as said judge shall see fit to prescribe, and after proof thereof may nominate and appoint three disinterested persons to examine such property as is to be taken for, or damaged by, the doings of said commissioners, and they being duly sworn to a faithful and impartial discharge of their duty, shall estimate the amount of compensation which said owners shall receive and report the same in writing to the clerk of the superior court for Hartford county, to be by him recorded. Said judge of the supreme court of errors may thereupon confirm the doings of said appraisers, and direct whether said commissioners shall pay the same in such manner as said judge may prescribe, in full compensation for the property acquired or the injury done by said commissioners; and on compliance with the order of said judge, said commissioners may proceed with the construction of their works without any liability to any further claim for compensation for damages.

1859. 5 S. L. 330.

§ 50. Commissioners empowered to use certain grounds, etc. Said commissioners shall also be empowered to make use of the ground or soil under any road, railroad, highway, street, private-way, lane or alley within this state, for the purpose of constructing the waterworks; but shall in all such cases cause the surface of such road, railroad, highway, street, private-way, lane or alley, to be restored to its usual condition, and all damages done thereto to be repaired, and all damages sustained by any person or

corporation, in consequence of the interruption of travel to be paid to such person or corporation. It shall be the duty of the court of common council of said city to make ordinances, prescribing the duties of the board of water commissioners not expressly prescribed herein; their powers over the water fund of the city of Hartford, and duties relative thereto; the officers of said board and their compensation, and bonds and oaths, and the powers of said board over the waterworks of said city; and the mode in which water rents or taxes shall be secured by lien on lots, houses, tenements, or otherwise, or shall be collected; also, relative to the proper number of said commissioners to constitute a quorum.

1863. 5 S. L. 539.

§ 51. Trout brook and other water source in West Hartford. . . . . whereas, doubts have arisen whether, under and by virtue of the charter of 1859, the board of water commissioners thereby constituted have the power to take and convey, for and in behalf of said city, a supply of water from Trout brook (so-called) in the town of West Hartford, or from any other source than the Connecticut River: therefore,

RESOLVED BY THIS ASSEMBLY, ... The said act which this is an addition to, and in explanation of, shall be construed in the same manner as if the said Trout brook, or any other source of water supply within the towns of West Hartford, or Hartford, had been expressly named therein. . . .

1865. 5 S. L. 769.

§ 52. Idem. Whereas, doubts have arisen whether the charter of said city confers upon the board of water commissioners therein constituted the power to take and convey, for and in behalf of said city, a supply of water from any other source than the Connecticut river: therefore,

RESOLVED BY THIS ASSEMBLY, That said charter shall be construed in the same manner and said board of water commissioners shall have the same powers as if the stream in West Hartford, called Trout brook, or any other stream or water source within the towns of West Hartford or Hartford, had been expressly named therein; and any land or water right, title, privilege or franchise which may be required, taken, or impaired for the purpose of supplying said city or said towns with water, under said charter, shall be compensated for and the damages ascertained, liquidated

and paid in the same manner as is provided in the 49th section of this chapter.

If said city shall approve this resolution . . . . . and said board of water commissioners shall introduce water into said city from said Trout brook or other water source as aforesaid, it shall be lawful and shall be the duty of said board of water commissioners to supply said water to the inhabitants of the aforesaid towns living within a reasonable distance from the line of main pipes at the same rate of water rents and upon the same terms and conditions that the inhabitants of said city are or may be from time to time supplied; and the said water rents shall constitute a lien on lots, houses and tenements within said towns and be collected and enforced in the same manner that water rents are or may be collected and enforced in said city of Hartford.

§ 53. Regulations for use of water, rates, etc. . . . 1861. 5 S. L. 456.

The board of water commissioners of the city of Hartford, are hereby empowered to make such by-laws or regulations for the preservation, protection, and management of the waterworks of said city as may be deemed advisable, and enforce the same by suitable penalties; and when said by-laws or regulations have been approved by the court of common council, and shall have been published ten days at least in two or more daily papers issued within said city, they shall be of binding validity; and said commissioners may bring, in their own name, actions of debt on such by-laws, before the city court for said city, to recover any penalty for the breach of the same. The city police court of said city shall also have jurisdiction over any breach of said by-laws or regulations, and may punish the offender by a fine not exceeding thirty dollars, or by imprisonment not exceeding thirty days, or by a fine and imprisonment both. The board of water commissioners shall have power to establish rates for the use of water, subject to the approval of the court of common council; and whenever any water-rent shall remain unpaid after the time prescribed and limited for payment by the rules of said board, it shall be lawful for said board to charge and receive additional percentage for collecting the same: provided, the conditions of said percentage be published as aforesaid in the rules of said board.

§ 54. Extensions of water mains into Wethersfield. 1869. 6 S. L. 713.

. . . The board of water commissioners of the city of Hartford,

with the consent of the mayor and common council, shall be, and they are hereby authorized to extend their water main from the Hartford and Wethersfield town line north of the bridge known as Folly Bridge, over and across said bridge through the highway in the town of Wethersfield to the Connecticut state prison, and from thence to such points as may be agreed upon by said commissioners and the selectmen of said town of Wethersfield. The said water commissioners to have control of said main and its connections the same as if laid in the town of Hartford.

1874. 7 S. L. 682.

§ 55. Additional reservoirs in West Hartford and additional water main. The board of water commissioners of the city of Hartford, with the consent of the mayor and common council of said city, are authorized and empowered to extend and improve the waterworks of said city, by the construction of a new main from the reservoir in West Hartford to said city; and by the construction of a new reservoir or reservoirs in the town of West Hartford, and by such other improvements in and about said waterworks in the towns of Hartford or West Hartford, as they shall deem proper: provided, that the amount expended by authority of this section shall not exceed the sum of two hundred and fifty thousand dollars.

1875. 7 S. L. 878.

§ 56. Additional water supplies from Avon, Farmington, and Bloomfield. The board of water commissioners of the city of Hartford, for the purpose of improving and increasing the water supply of said city, are hereby authorized and empowered, in behalf of said city, to take and hold any stream or water source, and any land necessary or convenient for constructing aqueducts and reservoirs within the limits of the towns of Avon, Farmington, and Bloomfield, and any land or water right, title, privilege, or franchise which may be required, taken, or impaired for the purpose aforesaid, shall be compensated for, and the damages therefor ascertained, liquidated, and paid in the same manner provided in section 49 of this chapter.

1895. 12 S. L. 494.

§ 57. Rights of West Hartford residents to water from mains laid in that town. It shall be the duty of the board of water commissioners of the city of Hartford to lay connecting pipes and furnish water to any of the residents of the town of West Hartford or to owners of land or buildings in said West Hartford,

who may apply to them for the same, from the pipes which conduct water through said town to the city of Hartford, whenever such residents or owners will guarantee that ten per centum of the cost of the additional necessary connecting pipes and of the expenses of laying the same shall be annually paid to said board as water rents or otherwise; and any of such residents or owners shall be furnished with water by said board whenever such owners or residents shall themselves lay the pipes for that purpose; and the rates so paid for water so furnished as above shall be the same as are from time to time established by said board and approved by the common council of said city for the inhabitants of said city.

§ 58. Authorizing use of west or south branch of Salmon brook in Granby. . . . The board of water commissioners of the city of Hartford, for the purpose of improving and increasing the water supply of said city, is hereby authorized and empowered in behalf of said city to take and hold the stream known as the south or west branch of Salmon brook, a stream entering the Farmington river at or near Tariffville, Connecticut, together with the streams and water sources connecting with said south or west branch of said Salmon brook, above a point on said stream three thousand feet northeasterly from the point where the highway leading from Bushy Hill corners southward between said Barn Door hills, so-called, into the town of Simsbury crosses said stream. And said board of water commissioners is further empowered to take and hold any lands which may be necessary or convenient for constructing aqueducts and reservoirs for the purpose of utilizing such water supply and conveying the same to the city of Hartford, under the provisions of section 49 of this chapter; provided, however, that no authority is hereby given to take water from the Farmington river or any of the ponds and streams tributary thereto, which lie to the northward of and flow through the southern boundary of the town of Canton; and further provided, that no authority is hereby given to take water from the stream from which the town of Granby now receives its supply of water for domestic purposes, or from any other tributaries of said Salmon brook which enter said brook or any of its branches below the point on said stream above described.

1897. 12 S. L. 986.

1901. 13 S. L. 802.

Before any highway is overflowed by reason of a dam erected under the authority given by this resolution, said board of water

commissioners, if it cannot agree with the selectmen of any town interested in the layout, grading, or alteration of such highway, as to the change in the layout, grading, or other alteration of said highway, and as to the payment of the cost of the construction thereof, shall prefer its application to the superior court of the county in which such highway is located, accompanied by a summons signed by proper authority to be served, in the same manner as civil process, on one of such selectmen to appear and be heard thereon, and unless the parties shall agree as to the judgment to be rendered, said application shall be heard and decided by a committee of three disinterested persons to be appointed by the court. Upon such hearing said committee shall make such alterations in such highway as it may judge to be necessary, and survey and lay out the same, and, having given at least three days' notice to the owner or owners of all the land affected by such alteration, personally or by leaving a written notice at their respective places of abode, if residents of this state, or if non-residents, by like notice to the persons having charge of the land, of the time and place of their meeting for this purpose, shall under oath estimate the damages sustained by or the special benefits accruing to each person by such change in the layout, grading, or other alteration of said highway, and report in writing their doings to said court. All persons and parties interested in the alteration of such highway may appear before said court and remonstrate against the acceptance of said report for any irregularity or improper conduct on the part of the committee, and for that cause the court may set aside said report. And if the court shall be of the opinion that said report ought to be accepted the court shall accept it, and the damages so assessed with the costs of the application shall be paid by the town, and the amount assessed for special benefits shall be paid to the town by the persons upon whom they were assessed, and all assessments of benefits may be collected in the same manner as town taxes. Said committee shall also estimate the cost of the construction of said new highway by reason of the change in the layout, grading, or other alteration of said highway as determined by said committee; and when said board of water commissioners shall have paid to said town the amount of damages paid by said town to the persons found to be specially damaged by the change of the layout, grading, or other alteration of said highway, less the amount of special benefits

assessed against persons found by said committee to be specially benefited by said change in the layout, grading, or other alteration of said highway, together with the costs of such application and estimated cost of the construction of the change in the layout, grading, or other alteration of said highway, such payment shall be in full of any and all claims on the part of any person, individual, or corporation against said board of water commissioners on account of damages to such highway by reason of the erection of said dam.

1897. 12 S. L. 986.

§ 59. Rights of Granby residents to water from mains laid in that town. If said board of water commissioners shall introduce water into said city under the authority given by the preceding section it shall be lawful and shall be the duty of said board to supply said water to the inhabitants of said town of Granby upon the same terms and conditions that water is now supplied by said board to the inhabitants of the town of West Hartford.

If said board of water commissioners shall introduce water into said city under the authority given by section 58 of this chapter, it shall be lawful and shall be the duty of said board of water commissioners to supply said water to the inhabitants of any towns through which the line of main pipes conducting said water to the city of Hartford shall pass, who live within one half of a mile of said line of main pipes, upon the same terms and conditions that water is now supplied by said board to the inhabitants of the town of West Hartford.

1901. 13 S. L. 881.

§ 60. Extension of water mains into Bloomfield. The board of water commissioners of the city of Hartford is hereby authorized and empowered to extend its water mains from the Hartford and Bloomfield town line through the highway known as Blue Hills avenue northerly into the town of Bloomfield, and to the second or main entrance to Mount St. Benedict's cemetery, and thence to such other points in the town of Bloomfield as may be agreed upon by said board of water commissioners and the selectmen of the town of Bloomfield. Said board of water commissioners shall have control of said water mains, and of the connections thereto, and shall have the same rights and be subject to the same duties and obligations in respect thereto, and to the laying and the repair thereof, as though the same were within the limits of the city of Hartford.

It shall be lawful and it shall be the duty of said board of water commissioners to supply water from such extended mains to any of the inhabitants of said town of Bloomfield living within one-half mile of said line of main pipes, so extended, upon the same terms and conditions under which water is now supplied to inhabitants of the town of West Hartford.

1859. 5 S. L. 331.

§ 61. Offenses against water property, how punished. If any person shall maliciously and wilfully corrupt the water collected or conducted in or into any reservoir, cistern, hydrant, conductor, engine, pipe, or any portion of the waterworks of the city of Hartford, or destroy or injure any work, machinery, materials, or property, erected, constructed, used, or designed to be used, within the city of Hartford or elsewhere for the purpose of procuring and keeping a supply of water, the city police court of said city shall have jurisdiction of said offense, and may punish the offender by a fine not exceeding five hundred dollars, or by imprisonment not exceeding one year, or by both fine and imprisonment. And said offender shall also be liable to treble damages in an action of trespass brought by said commissioners.

CHAPTER 5.

BOARD OF HEALTH COMMISSIONERS.

§ 62. Board of health commissioners. General powers and duties. The ordinances of the city of Hartford relating to the health department of said city are hereby validated and confirmed, and the powers conferred upon and delegated to the present board of health commissioners, and their successors, under said ordinances are hereby established and ratified; and said board of health commissioners and their successors are hereby exclusively vested with the exercise, within the limits of the city of Hartford and upon the Connecticut river adjacent thereto, of all the jurisdiction, powers, privileges, and duties now by law vested in and imposed upon town health officers within towns of this state. 1905 14 S. L. 887.

No appeal from any pending order or determination of said board of health commissioners to the county health officer for Hartford county shall hereafter be allowed.

§ 63. By-laws, rules and regulations of the board of health. Said board of health commissioners may from time to time make such by-laws, rules, regulations, and orders as in its judgment the preservation of the public health shall require, provided the same be not inconsistent with the constitution or laws of this state, of the United States, or with the charter or ordinances of the city of Hartford; and said board shall cause to be exercised and enforced such by-laws, rules, regulations, and orders, and the health ordinances of the city, and generally shall do and cause to be done whatever now is or may hereafter be prescribed by the ordinances of said city or by the court of common council to preserve the health of said city. Idem.

CHAPTER 6.

BOARD OF CHARITY COMMISSIONERS.

1895. 13 S. L. 634. 1903. 14 S. L. 89.

§ 64. Board of charity commissioners. General powers and duties. All the powers and duties now vested in the board of selectmen of the town of Hartford, or which shall hereafter be vested by law in the selectmen of the several towns of this state, in relation to soldiers' orphans, the support of paupers, licenses for the sale of spirituous and intoxicating liquors, the care of the insane and indigent, the adoption of children, the commitment of imbecile children to proper institutions, the indenture of apprentices, the appointment of overseers and conservators, and duties relative to the deaf, dumb, and blind, and concerning all other matters affecting the defective and dependent classes, shall, after the fifteenth day of June, 1896, be vested, so far as the town of Hartford is concerned, in a board of commissioners to be known as the board of charity commissioners.

Idem.

§ 65. Appointment. Terms. Said board shall consist of six electors of the city of Hartford, not more than three of whom shall be of the same political party; and shall be appointed upon nomination by the mayor and confirmation by the court of common council, and the court of common council may by ordinance duly passed prescribe such other duties of said board of charity commissioners as it may deem necessary and expedient. The first appointment of said board shall be for two members of said board to serve for one year, two members to serve for two years, and two members to serve for three years, and thereafter two members of said board shall be appointed annually to serve for three years, and until their successors are duly appointed and qualified. The terms of office of said commissioners shall begin on the fifteenth day of June of the year of their appointment.

Idem.

§ 66. Officers and employers. Notices. Said board shall appoint one of its number to be president thereof, and may appoint a clerk of said board, and a superintendent of charities and

such assistants or other employes as may be authorized by the common council, whose compensation shall be fixed by city ordinance or by vote of the common council. Notices to the president of said board, in the manner provided by law, concerning any pauper claimed to be chargeable to said city, shall be valid and sufficient notice to bind said city as towns are bound by a notice to a selectman thereof, and notice to the selectmen of the town of Hartford shall also be sufficient notice to said city, and it shall be the duty of said selectmen to forthwith transmit to the said board of charity commissioners all such notices received by them, and the members of said board shall act in connection with the justices of the peace upon all questions concerning which selectmen of towns with such justices now have authority.

All powers relating to the establishment of work-houses which would at any time except for the consolidation act of 1895 belong to said town are hereby conferred upon said city. All work-houses of said city and their inmates shall be maintained and controlled by said board of charity commissioners, and said city shall have the use and benefit of the labor of all inmates of its work-houses. All general laws concerning town work-houses, so far as they are consistent with this chapter, shall apply to said city.

CHAPTER 7.

BOARD OF PARK COMMISSIONERS.

1895. 12 S. L. 67.

§ 67. General powers and duties. Number of commissioners, terms, etc. The public parks of the city of Hartford, now in existence, and those which may hereafter be established, whether within or without the corporate limits of said city, together with all park property which may be acquired, shall be under the management, care, and control of a board under the name and style of the board of park commissioners. Said board shall consist of ten persons to be appointed as hereinafter provided, and the mayor of the city, who shall be ex-officio a member of said board. Five members of this board shall be the park commissioners of the present commission, who shall serve out the term of office to which they have hitherto been appointed. These five commissioners, with the mayor of the city, shall, on or before the first day of May, 1895, by a majority vote, appoint five other members of said board, with the advice and consent of the board of aldermen, and whose several terms of office shall begin at the date of their appointment; the first to serve for a term of six years, the second for a term of seven years, the third to serve for a term of eight years, the fourth to serve for a term of nine years, the fifth to serve for a term of ten years, and until their successors in office have been appointed and qualified. At the expiration of the term of office of each of the aforesaid ten commissioners, his successor in office shall be appointed by a majority vote of the board, by and with the consent and advice of the board of aldermen, to serve for a term of ten years, and until his successor in office has been appointed and qualified. But any member of said board who shall be hereafter appointed to serve for the full term of ten years shall not, at the expiration of such full term, be eligible for reappointment to succeed himself. Any vacancy which may occur, through death, resignation, or otherwise, may be filled for the unexpired term by a majority vote of the commission and the approval of the board of aldermen. No compensation for services on said commission shall be allowed to

any member thereof, except to the secretary. Each commissioner, however, shall be entitled to receive his actual disbursements for necessary expenses in the performance of any duty imposed upon him by the direction of the said board of commissioners. The office of any one of the said park commissioners who shall not attend the meetings of the board for three successive months, after having been duly notified of such meetings, without reason therefor satisfactory to said board, or without leave of absence from said board, shall by said board be declared vacant; and they shall proceed to fill the vacancy for the unexpired term, as hereinbefore provided. Upon the expiration of the term of office of that member of the board of park commissioners whose term expires in April, 1895, the remaining commissioners, with the mayor of the city, may appoint his successor in office, by and with the consent and advice of the board of aldermen, to serve for a term of five years and until his successor in office has been appointed and qualified.

1895. 12 S. L. 207.

§ 68. Officers, meetings, records, and accounts. The said board of park commissioners shall annually, in May, choose one of their number to be president of the board, and another as vice-president; and the said board shall elect a secretary, who, in the discretion of the board, may be one of their own number, at a salary not exceeding five hundred dollars per annum; but the said salary, and all other expenses of the commission, shall be paid out of the annual appropriation. At all meetings, except such as are specially called for the appointment of a commissioner, six shall constitute a quorum for the transaction of business. At no meeting shall it be proper to proceed to the appointment of a new commissioner unless the mayor of the city be present; and at all meetings called for this purpose the mayor shall preside and certify to the appointment before it be transmitted to the board of aldermen for their consent. The said board of park commissioners shall have full and exclusive power to make rules and by-laws for the orderly transaction of their business. The board shall keep an accurate record and books of account, and shall annually transmit to the court of common council a full and detailed report and statement of all its acts and doings, together with a complete and itemized account of all receipts and disbursements. The books of account and records of the board shall at all times be open to the inspection of the mayor, and subject to an annual audit by the proper municipal officer. It shall be

1895. 12 S. L. 68.

the duty of the mayor, or other proper municipal officer, to assign a suitable and convenient office, in some public building, to the use of the board of park commissioners, with proper vault or safe for the protection of their books and papers; and until such office is provided, to the satisfaction of said board, they are hereby authorized to rent an office at an expense of not more than fifty dollars per month. Said board shall have power to appoint or employ such superintendents, engineers, architects, and other officers and employees as it may deem necessary, and shall prescribe and define their respective duties, powers, and authority, and shall fix and regulate the compensation to be paid to the several persons so employed.

1895. 12 S. L. 69.

§ 69. Particular powers. The board constituted as aforesaid shall have the care, management, and control of all parks and grounds used for park purposes, all boulevards, connecting parks and structures thereon, and parkways, now or hereafter owned by or in the control of the city of Hartford, within or without the corporate limits of the city and may give proper designating names thereto. The board shall have power to acquire, and the city of Hartford to hold, property, whether within or without the corporate limits of said city, for the purpose of establishing public parks and public squares or the enlarging of existing parks, or for boulevards, connecting parks, or park-ways, by condemnation, or by contract for the same; to accept conveyances thereof; to receive gifts, donations, or devises of land or other property for park purposes; to lay out and to improve with walks, drives, and roads, to build necessary culverts and bridges, to drain, plant, and otherwise at their discretion to improve and adorn the parks and other park property thus held or acquired by said board, to erect such buildings as may be needed for the purpose of administration, or for the use, protection, and refreshment of the public; provided, however, that in no case shall any expenditure be made in excess of the amount previously appropriated. The said board shall have power to make and alter, from time to time, all needful rules and regulations for the maintenance of order, safety, and decency in said parks, both within and without the limits of the city, and to affix penalties for disobedience thereto; which rules and regulations shall have the force of ordinances of the city of Hartford; provided,

that no such rule or regulation shall be of any effect unless it shall have been first approved by the board of aldermen, and then published in full in one or more of the daily newspapers published in Hartford, and also printed and posted in conspicuous places within the limits of the property to which such regulation is intended to apply. For the purpose of enforcing such rules and regulations, all such parks and property, whether within or without the limits of said city, are hereby placed under the police jurisdiction of the city of Hartford; and complaints for the violation of such regulations may be made by the prosecuting attorney to the police court of said city. Any member of the police department may arrest, without warrant in any of such parks or places, whether within or without the limits of the city of Hartford, any person who has broken any park rule, or committed any other offense in said park; and the police court of Hartford shall have jurisdiction of all misdemeanors committed within the limits of said parks.

Idem.

§ 70. Parkways. Location of public service pipes, wires, etc. The said board of commissioners shall have sole power to determine the places in said parks and park-ways, and in other property under their control, where sewers, gas, and water pipes shall be laid; and no trench, for these purposes, shall be opened until the commissioners shall have designated the location of the same, and given permission in writing. No telegraph, telephone, or electric light wires, or other wires, or posts or supports therefor, shall be erected in, upon, through, or over said parks or park-ways, without the consent in writing of said board, who shall designate the place and the manner of erecting and maintaining the same, to be altered at such time and in such manner and under such conditions as the said board may deem best.

1895. 12 S. L. 70.

§ 71. Exemption of taxation of park property. All real and personal estate of the city used for park purposes within the limits of any other town shall be exempted from taxation.

Idem.

§ 72. Bonds. For the purpose of providing necessary funds for the purchase or improvement of lands for park property, and for such other purposes as are herein provided for, the city of Hartford is hereby authorized and empowered to issue its bonds to an

amount not exceeding three hundred thousand dollars, payable in not more than fifty years from their dates, and bearing interest not exceeding four per centum per annum, payable semi-annually in such manner and form as shall be determined by the mayor and the court of common council of said city. And within thirty days after the passage of this act, the mayor of said city shall submit to the qualified electors of the city the proposition to issue the bonds of the city to the amount aforesaid, the proceeds of the sale of which shall be exclusively applied, under the direction and at the discretion of the board of park commissioners, to the acquisition, layout, and improvement of land for public parks, park-ways, or boulevards established as approaches to or for the purpose of connecting parks, and for the other purposes set forth in section sixty-nine; but the said board shall make no expenditures of said proceeds, or contract of expenditure thereof, involving liability to the city of Hartford exceeding the amount of the bonds thus issued. Such election shall be conducted, and the result determined, as in other city elections.

Idem. **§ 73. Special tax for support of parks.** For the purpose of providing necessary funds for the care and improvement of park property, and to meet the expenses of the board of park commissioners, the court of common council of the city shall, in each year, levy, and cause to be collected, a tax of not less than five cents upon each one hundred dollars of value of all the property within the city taxable for municipal purposes. All moneys collected and arising from the said tax shall be paid by the tax collector, or other officer collecting the same, into the treasury of the city; and shall be deemed, thereupon, appropriated and set apart for the maintenance, preservation, and improvement of said parks and grounds; and shall be paid out by the city treasurer upon warrants signed by at least three members of the said board of park commissioners.

Idem. **§ 74. Park-ways and boulevards.** The said board of park commissioners shall have power to connect any public park under its control with any other park over which it has jurisdiction, by a boulevard or park-way; and whenever, in their judgment necessary, they may designate, as such, any existing highway, or parts thereof, which shall thereupon be deemed a part of said park-way;

but the same shall remain under the control of the city authorities now having jurisdiction thereof.

§ 75. Definition of "park property." The term "park property" includes all parks, squares, and areas of land within the management of said board; and all buildings, structures, improvements, seats, benches, fountains, boats, floats, walks, drives, roads, trees, plants, herbages, flowers, and other things thereon, and inclosures of the same; and all resting places, watering stations, play-grounds, parade-grounds, or the like; and all connecting park-ways and roads or drives between parks; and all avenues, roads, ways, drives, walks, with all trees, shrubbery, vines, flowers, and ornaments of any description; and all birds, animals, or curiosities, or objects of interest or instruction, and all tools and implements placed in or on any of such inclosures, ways, park-ways, roads, or places; and said included terms shall be liberally construed. Idem.

§ 76. Members of park board prohibited from being interested in property or contracts connected with parks. No member of the said board of park commissioners shall be concerned in any contract with the said board, or any of its departments or institutions, either as contractor, sub-contractor, bondsman, or party directly or indirectly interested. If any member of the board be the owner of, or interested in, any property necessary, in the opinion of a majority of the other members of the board, to be taken for park purposes, then proceedings shall be by condemnation, and such facts of ownership and interest shall be fully set forth in the petition. 1895. 12 S. L. 71.

§ 77. Board not compelled to accept gifts. The board shall not be compelled to accept any gift or offer of land which, in its judgment, is unsuited to park purposes, or the improvement of which would entail an injudicious outlay. Idem.

§ 78. May lease property not needed for immediate improvement. The said board shall, at its discretion, have power to lease any buildings or land not needed for immediate improvements, for a term not to exceed three years; the proceeds to be paid Idem.

into the city treasury, and to be placed at the disposal of the said board as an addition to the annual appropriation.

Idem. **§ 79. Trust property incidentally connected with parks to be under management of commissioners.** Real and personal property may be granted, bequeathed, devised, or conveyed to the said city, for the purpose of the improvement or ornamentation of said parks or approaches, or for the establishment or maintenance therein of museums, zoölogical or other gardens, collections of natural history, observatories, monuments, statues, fountains, or other works of art, upon such trusts and conditions as may be prescribed by the grantors or devisors thereof, and accepted by the common council of said city. All property so devised, granted, bequeathed, or conveyed, and the rents, issues, profits, and income thereof, shall be subject to the exclusive management, direction, and control of the said board of park commissioners.

Idem. **§ 80. Powers of condemnation.** The said park commission, on behalf of the city of Hartford, shall have power to take, by condemnation, land for park or park-way purposes; and if the said park commission cannot, for any cause, agree with the owner or owners of any land which they shall decide to take for public park purposes, whether within or without the limits of the city of Hartford, as to the compensation to be paid therefor, the damages which will accrue to such owner or owners by such purchase and the compensation to be paid for such lands in view thereof, shall be estimated and determined by three appraisers to be appointed by the superior court of Hartford county, or any judge thereof, on application of said park commissioners, after reasonable notice of such application shall have been given to such owner or owners. Said appraisers shall notify all parties in interest of the time and place of hearing, and shall make return in writing of their appraisal and award to the clerk of the superior court, who shall record the same; and the amount of such award shall be paid by said park commission within sixty days after the filing of such award, or, in case of an appeal, after the final award in the premises, out of any funds at their disposal, other than the annual appropriation, to the person or persons entitled thereto, or deposited to the order of such person or persons with the treasurer of the city of

Hartford. But either party may, within sixty days, appeal to the superior court, or to any judge thereof, to set aside such award, and to order a re-hearing for irregularity, or improper conduct connected with such hearing and appraisal. The fees of the appraisers and of the clerk shall be paid by the park commission from the funds aforesaid; and the lands embraced in the application shall not be occupied by the park commission, nor sequestered for park purposes, until the compensation therefor as finally awarded or agreed upon shall have been paid to the person or persons entitled thereto, or received to his or their satisfaction, or deposited with the treasurer of the city of Hartford to his or their use. All the owners of different tracts of land which are contiguous or which are to be included in the same park may be joined in the same application if convenient, and the court or judge may appoint a single board of appraisers to determine and award the compensation to be paid to the owners of each tract in the same report of their findings.

§ 81. Park bonds. How prepared and issued. The bonds authorized in section seventy-two shall be prepared by the city treasurer of Hartford, and shall be issued by him, from time to time, in such amounts as the park commission shall require. Such bonds shall in no case be sold or disposed of for less than par, and the avails of such as shall be issued shall be kept by the city treasurer as a special fund, subject to the order of the park commission, and shall be paid by him only on such orders. 1895. 12 S. L. 72. 13 S. L. 207.

CHAPTER 8.

SPECIAL COMMISSIONS.

1905. 14 S. L. 564.

§ 82. Department of finance. Membership. There shall be in the city of Hartford a department of finance, being a board consisting of the mayor, who shall be its presiding officer; the treasurer; the controller; two citizens, neither of whom shall hold any other office in said city government; one member of the board of aldermen; and one member of the common council board; to be appointed as hereinafter provided. The necessary expenses of said board shall be paid by the city, but no member of the board shall be paid for his services as a member thereof.

S. L. 1907.

§ 83. Appointment of. During the month of April, 1905, the mayor shall appoint one citizen member of said board of finance to hold office for two years, and one citizen member to hold office for three years, from the first day of May then next ensuing, and in the month of April, 1907, and in April in the years thereafter when the terms of such citizen members respectively expire, the mayor shall appoint one citizen member of said board of finance for the term of three years from the first day of May then next ensuing. During the month of April, 1905, the board of aldermen and the common council board of said city shall each appoint one member of said board to be a member of said board of finance to hold office for one year from the first day of May then next ensuing, and in each April thereafter said board of aldermen and said common council board shall appoint one member from each of said boards as members of said board of finance for the term of one year from and after the first day of May then next ensuing. The members of said board of finance shall hold office until their respective successors are elected and qualified.

1905. 14 S. L. 564.

§ 84. Depositories. Said board of finance shall designate the depositories in which all city funds shall be kept and may designate the method and manner in which the controller shall

keep the accounts of the various city departments and the accounts of said city with its various officers.

§ 85. Special duties. Whenever it may become necessary for said city to borrow money, either upon its notes or by the issuance of bonds, or to refund any of its existing indebtedness, the court of common council shall not act thereon finally except after investigation, recommendation, and report of said board of finance. Said board of finance shall in the month of February in each year make estimates of the moneys necessary to be appropriated for the expenses of said city for the year ensuing, beginning April 1, and of the rate of taxation required to meet the same, and shall classify the said expenses under appropriate heads and departments. At all such meetings the mayor shall preside and in his absence such person as said board shall select. In the preparation of said estimates, said board shall give notice to each board or department of a definite time and place where they will meet to consider the needs of such board or department, and said body shall recommend such tax upon the polls and ratable estates within the limits of said city as it shall deem necessary to meet such expenses. Said estimates and the rate of taxation recommended shall be submitted to the court of common council at its first regular meeting in the month of March next succeeding, and during said month of March said court of common council shall proceed to consider and act upon the said estimates; the court of common council of said city for the year ensuing shall not make any appropriations or authorize the expenditure of any sum in excess of the estimates made as aforesaid, except upon a two-thirds vote of said court of common council, nor shall any of the departments of said city expend any sum in excess of said estimates unless the same be authorized by a two-thirds vote of said court of common council. Idem.

§ 86. Meetings. Meetings of said board of finance shall be held when called by the mayor, and reasonable personal notice of said meetings shall be given to the members thereof, or written or printed notice shall be sent to the residence of each member or mailed to him by the clerk appointed by said board at least twenty-four hours before the time of holding such meeting. 1905. 14 S. L. 565.

1905. 14 S. L. 685.

§ 87. General tax for schools. Apportionment by board of finance. The board of finance of the city of Hartford is hereby authorized and directed to apportion and divide, among the school districts of the town of Hartford, an amount not to exceed one-half of the amount raised by the tax of one mill on its grand list laid in accordance with section 2271 of the general statutes *of 1902*, which said sum, not exceeding one half, shall be apportioned and divided among said school districts in accordance with the needs of each district, so as to equalize the taxation for school purposes as nearly as possible; but no district shall receive any of said apportionment unless the tax laid in said district for the maintenance and support of schools is at least five mills; and provided, that no district laying a tax of at least five mills as aforesaid, shall receive a less total amount from said one mill tax than it would receive if said one mill tax was divided as a whole in accordance with section 2271 of the general statutes. The balance of the amount raised from the tax of one mill, after deducting the total amount apportioned by said board of finance, shall be divided among all the school districts of said town, as provided in said section 2271 of the general statutes.

Idem.

§ 88. Estimate by chairmen of school districts. The chairmen of each of said school districts shall, on or before the first day of October in each year, present to said board of finance an estimate of the amount required for school purposes by the district of which he is chairman, over and above the amount received from other sources and the amount which would be raised from a five mills district tax, and, if required by said board of finance, shall make an itemized estimate of the money to be expended by the district during the ensuing year.

Idem.

§ 89. Action by board of finance. Said board of finance, at its first meeting in October of each year, shall proceed to make the division and apportionment in accordance with section 87, and shall take up the matter at each meeting thereafter until it has completed such apportionment and division.

Idem.

§ 90. Report by chairman of board and payment. As soon as said apportionment is made, the chairman of said board of finance shall report to the city treasurer of the city of Hartford the amount that each district is entitled to receive under

said apportionment and division, and the city treasurer shall thereupon remit to the chairman of each school district the amount to which said district is entitled, together with the amount due said district under section 2271 of the general statutes for the balance of the amount raised by said one mill tax, after deducting the sum so apportioned and divided by said board of finance.

§ 91. Limitation of powers of joint standing committee on ways and means. From and after the organization of said board of finance, all duties of the committee of the court of common council known as the joint standing committee on ways and means conflicting with sections 84 and 85 of this chapter shall cease and determine. 1905. 14 S. L. 565.

§ 92. Board of contract and supply. Composition of. There shall be in the city of Hartford a board of contract and supply, consisting of the mayor, the president of the board of street commissioners, the president of the board of charity commissioners, the president of the board of fire commissioners, and the president of the board of police commissioners. 1905. 14 S. L. 657.

§ 93. Special duties of board of contract and supply. It shall be the duty of said board, after public notice, and in accordance with regulations to be prescribed by ordinance or ordinances of the court of common council, to let to the lowest bidders who shall give adequate security for the performance of their several contracts, all contracts for the performance of any work or the supplying of any materials, or both, for the use of any department of the city, except the water and park departments, in all cases where such work and materials will cost a sum exceeding five hundred dollars, unless, by a resolution passed by a two-thirds vote of each branch of the court of common council, it shall be determined in a special instance or instances to be impracticable to procure such work or materials by contract, or unless emergency requires the appropriate department of the city to secure, forthwith, the repair of property in its charge or materials for such repair or the use of such department. Said board, in the performance of its duties, shall have power to reject any and all bids. 1905. 14 S. L. 1066. 14 S. L. 658.

§ 94. Committee on abatement and assessments, etc. Composition of, etc. The mayor of the city of Hartford is hereby authorized and directed to appoint, subject to the approval of 1905. 14 S. L. 662.

the board of aldermen, on or before June 1, 1905, two persons, citizens and taxpayers of the city of Hartford, and in case of the death, resignation, or disability of either or both of said persons, a successor or successors, also so qualified, to serve, together with the
1907. S. L. mayor, city collector, and corporation counsel, until June 1, 1909, as a committee of abatement of assessments, for public improvements within the city of Hartford, now due and unpaid.

Said committee is hereby authorized and empowered to collect, adjust, compromise, settle, and abate any and all assessments for public improvements laid upon real estate by the city of Hartford, or any department thereof, now due and unpaid, and to discharge certificates of lien filed against such property to secure the payment of such assessments.

The members of said committee shall receive no compensation for the performance of their duties under this appointment, but shall be allowed their reasonable expenses for clerical assistance and incidentals, as approved by the court of common council of said city.

1907. Special Laws. **§ 95. Commission on the city plan. Membership.** There shall be in the city of Hartford a commission on the city plan, which shall consist of the mayor, who shall be its presiding officer, the president of the board of street commissioners, the president of the board of park commissioners, the city engineer, two citizens, neither of whom shall hold any other office in said city government, one member of the board of aldermen, and one member of the common council board, to be appointed as hereinafter provided. The necessary expenses of said commission shall be paid by the city, but no member thereof shall be paid for his services as such member.

Idem. **§ 96. Appointment of.** During the month of April, 1907, the mayor shall appoint one citizen member of said commission to hold office for two years, and one citizen member to hold office for three years from the first of May then next ensuing, and in the month of April, 1909, and in April in the years thereafter when the terms of such citizen members respectively expire, the mayor shall appoint one citizen member of said commission for the term of three years from the first day of May then next ensuing. During the month of April, 1907, and in each April thereafter, the

board of aldermen and the common council board of said city shall each appoint from its own number a member of said commission to hold office for the term of one year from and after the first day of May then next ensuing. The members of said commission shall hold office until their respective successors are elected and qualified.

Idem.

§ 97. Duties and powers of. All questions concerning the location of any public building, esplanade, boulevard, parkway, street, highway, square, or park shall be referred to said commission by the court of common council for its consideration and report before final action is taken on such location. The court of common council may refer to said commission the construction or carrying out of any public work not expressly within the province of other boards or commissions of said city, and may delegate to said commission all powers which the said council deems necessary to complete such work in all details. Said commission may make or cause to be made a map or maps of said city, or any portion thereof, showing locations proposed by it for any new public building, esplanade, boulevard, parkway, or street, and grades thereof, and street, building, and veranda lines thereon, or for any new square or park, or any changes by it deemed advisable in the present location of any public building, street, grades and lines, square or park, and may employ expert advice in the making of such map or maps. Said city of Hartford, acting through said commission or otherwise, shall have power to appropriate, enter upon, and hold in fee real estate within its corporate limits for establishing esplanades, boulevards, parkways, park grounds, streets, highways, squares, sites for public buildings, and reservations in and about and along and leading to any or all of the same; and, after the establishment, layout, and completion of such improvements, may convey any real estate thus acquired and not necessary for such improvements with or without reservations concerning the future use and occupation of such real estate so as to protect such public works and improvements and their environs, and to preserve the view, appearance, light, air, and usefulness of such public works.

CHAPTER 9.

COMMISSIONERS IN GENERAL.

1872. 7 S. L. 255

§ 98. Appointment of commissioners and terms. The mayor of said city of Hartford shall, by and with the advice and consent of the board of aldermen of said city, appoint the members of the several boards of water commissioners, street commissioners, police commissioners, fire commissioners, and park commissioners of said city, and when members of any of said boards of commissioners are to be appointed for different terms, the term for which each member is to serve shall be designated by the mayor at the time of making the appointments as aforesaid.

Idem.

§ 99. Political composition of boards. The appointment of the members of the said several boards of commissioners as aforesaid shall be made in such a manner as to divide the membership of each of said boards as nearly as may be equally between the two leading political parties for the time being.

Idem.

§ 100. Vacancies; how filled. Whenever a vacancy shall occur in any of said several boards of commissioners, it shall be filled in the manner provided aforesaid for the appointment of members.

Idem.

§ 101. Removals. The mayor of said city of Hartford, by and with the advice and consent of any four members of the board of aldermen, may remove any member of either of said boards of commissioners for cause.

1872. 7 S. L. 259.

§ 102. No member of common council to be a commissioner. No member of either branch of said court of common council shall be chosen or appointed to serve upon any of the several commissions having charge of the various departments or public works of said city.

CHAPTER 10.

BOARD OF STREET COMMISSIONERS.

§ 103. Composition of board of street commissioners. 1869. 6 S. L. 743. There shall be a board of street commissioners of the city of Hartford, consisting of six freeholders of said city, who shall not be members of the court of common council. [The mayor shall appoint two each year and] they shall respectively hold office for the term of three years from the second Monday of April of the year in which they are appointed and until their respective successors shall be appointed and qualified. The members of said board may be paid from the city treasury such sums as shall 1869. 6 S. L. 744. be fixed by the court of common council. In case of vacancy in said board by death, resignation or otherwise, there shall be appointed in the manner provided in section 98 a freeholder not a member of the court of common council for the unexpired term.

§ 104. Records, appointment of clerk, superintendent of streets, etc. 1869. 6 S. L. 744. Said board shall keep a record of all their acts and proceedings, and an account of expenditures and receipts, which shall be open to the inspection of any member of the court of common council. Said board may, if they see fit, appoint a clerk to keep such record and accounts, and shall appoint a superintendent of streets, to hold office during the pleasure of said board, and to act under the instructions thereof, in the immediate care and management of such works as may be under the charge of said board; and said clerk and superintendent of streets shall receive such compensation for their services as the court of common council may grant.

§ 105. General powers and duties of board of street commissioners. 1869. 6 S. L. 744. Said board shall have power,. and it shall be their duty, to cause to be executed all orders of the court of common 1905. 14 S. L. 852. council, for the construction or alteration of highways, streets, avenues, bridges, curbs, and all public ways and grounds, the care of which is not expressly imposed upon other departments, sewers, gutters, sidewalks, and crosswalks, the exchange or sale of highways, the establishment of building lines, the erection of street

lamps, the raising, filling up or draining of low grounds, and all other orders of said court, for the construction, alteration or repair of other public works not expressly ordered to be executed or superintended by other officers or persons. Said board shall also cause the prompt completion of all necessary repairs of streets, highways, sewers, and public works within the limits of the streets, highways, and thoroughfares of the city, other than public buildings; shall keep all public places, streets and highways clear of obstructions and nuisances; shall cause the prompt removal of all filth, encroachments, incumbrances, and obstructions, and shall require all persons to conform to the city ordinances in the use of such streets, highways, and public places; shall superintend and provide for the lighting of the street lamps, and the repair of the same; and in general, may do all acts necessary or proper in the execution of the powers and duties aforesaid. Said board shall have power, in behalf of said city, to employ the corporation counsel to prosecute or defend any action at law or in equity, civil or criminal in its nature, whenever, in their judgment, it may be necessary in carrying out the powers and duties of their office.

1869. 6 S. L. 745. 1905. 14 S. L. 853.

§ 106. Reports of board of street commissioners. Said board shall, on the 31st day of March, in each year, make a report to the court of common council of said city of all receipts, and from what sources, and of all expenditures, and for what purposes, which have been received and expended during the previous year, and shall also specify what orders of said court have been complied with, and what orders have not been carried out, and the reasons for the same; and shall present said report, with such recommendations as they may deem best, concerning the management of their department, to said court of common council, at its first regular meeting after said 31st day of March.

1874. 7 S. L. 673.

§ 107. Disqualification of members of board. Whenever two or more members of the board of street commissioners of the city of Hartford shall be disqualified by reason of interest or other cause from acting upon any assessment or other matter pending before said board requiring the action of a majority of the whole of said board, the mayor of said city may appoint two or more freeholders of said city, not members of the court of common council,

to serve in the places of said members while so temporarily disqualified; and the persons so appointed by the mayor shall have, while acting as temporary members of said board, the same powers and duties as are by law conferred upon the regularly appointed members thereof.

CHAPTER 11.

DEPARTMENT OF ENGINEERING.

1907. S. L. **§ 108. Establishing a department of engineering.** There shall be in the city of Hartford a department of engineering, the head of which shall be called the city engineer, and shall be appointed by the mayor, by and with the advice and consent of the board of aldermen, and shall hold his office during good behavior or until removed for cause.

Idem. **§ 109. Duties.** Said department of engineering, under the direction of the court of common council or the board of street commissioners, the board of park commissioners, the board of fire commissioners, the board of police commissioners, the board of charity commissioners, the board of health, the board of assessors, the board of contract and supply, the board of finance, or such other boards or commissions hereafter created as the court of common council shall designate, shall make all surveys, maps, plans, drawings, specifications, and estimates relating to the work of said boards or any bureau or division thereof, or for the court of common council or any committee thereof, or for the board of assessors; shall superintend the construction of all public works of the city of Hartford or any department thereof not especially entrusted to other officers, and do any other engineering work which said council or said boards may require, and shall perform such other duties as may be designated by said court of common council.

Idem. **§ 110. Maps, etc.** The city engineer shall have the custody of all maps of the city of Hartford, or any department thereof, not especially entrusted to other city officials under the general statutes. He shall also furnish to the corporation counsel a copy of any map, drawing, or memorandum in his possession which said corporation counsel may require for the trial of any case or for the preparation of any opinion.

Idem. **§ 111. Employees and salaries.** All employees of the engineering department shall be appointed and may be removed by the city engineer. The salaries of the city engineer and of all

employees in said department which exceed one hundred dollars per month shall be determined by the court of common council, by ordinance. The salaries of all employees of said department which do not exceed said amount shall be fixed by the city engineer; provided, that the whole expense of administering said department shall not exceed the sum appropriated therefor by the court of common council of said city.

CHAPTER 12.

HIGHWAYS AND PUBLIC WORKS.

1895. 12 S. L. 624. 1897. 6 S. L. 314. 14 S. L. 853. 5 S. L. 718.

§ 112. Powers of common council, highways, building lines, openings, low grounds, sewers, and sidewalks, etc. All the powers, duties and liabilities of the town of Hartford respecting highways, private ways and bridges are hereby transferred to and imposed upon the city of Hartford. The court of common council of the city of Hartford shall have exclusive power to lay out, make and establish within said city new highways, streets, public parks, walks and dykes necessary to prevent the water of the Connecticut or Mill River from inundating or overflowing said city or any part thereof whenever they deem it for the public good to do so, or to alter the lines and location of those already laid out and discontinue the same, and exchange highways for highways, or sell highways for the purpose of purchasing other highways, to establish building lines on the land of proprietors adjoining any street, highway, alley, park, or walk, within said city, between which and such street, highway, alley, park, or walk, no building or part of a building or appurtenance thereof shall be set up or erected. Also to order and establish openings between buildings, for the purpose of free circulation of air for the benefit of the public health; to cause low ground where water at any time becomes stagnant, to be raised, filled up or drained; also to lay out, construct and alter public sewers through the highways, streets (including turnpike roads), alleys, and public grounds within said city, and also through the private enclosures within the same; to order and construct and alter sidewalks, curbs, gutters and crosswalks in and upon all highways, streets (including turnpike roads), alleys and public grounds within said city, according to the grade and plan and of such materials as shall be designated by said court.

1905. 14 S. L. 853.

§ 113. Park River, wharves, leases, fire districts, highway repairs, etc. Said court of common council shall also have exclusive power to take from time to time, lands and improvements

thereon, and easements and privileges connected therewith lying on either bank or both banks of the Park River westerly of Commerce Street within the city of Hartford, and to improve the same by the establishment and construction of public wharves, docks, or ways thereon; to establish and maintain uniform building or bulkhead lines in the waters adjoining the said river's banks; to lease riparian rights or privileges now owned by said city of Hartford under such rules and regulations and on such terms as may be hereafter, from time to time, prescribed by the court of common council of said city (such leases, however, shall in no case be made for a longer term than three years from the date of the resolution of the court of common council authorizing the same), also to establish and designate districts of said city, within which it shall not be lawful to erect, enlarge, or elevate, or into or within which it shall not be lawful to remove any wooden building, except by license of said court; also to cause to be made, and repaired and altered, highways, streets, parks, and public grounds within said city, and sidewalks, curbs and gutters, and crosswalks, upon said highways, streets or public grounds; to assume for said city the duty of making and repairing any part of any turnpike company's road within said city. 1867. 6 S. L. 315.

§ 114. Taxes, assessments for public works, agreements as to damages, appraisal notice. Whenever any public work (including dykes, wharves, docks, etc.) shall have been lawfully laid out or altered by the court of common council, said court may assess the whole or any part of the expense of laying out, altering, and making such public work (including highways, streets, sidewalks, curbs, gutters, sewers, parks, public walks, openings between buildings, the establishment of building lines, sidewalks, and crosswalks, draining low grounds, or filling up the same), upon persons whose property is, in the judgment of said court of common council, specially benefited thereby, and estimate the proportion of such expense which said persons shall respectively defray, or enforce the collection of the same, or may, if they deem proper, assess the expense of any such public work directly upon land benefited thereby, describing said land in said assessments by metes and bounds, and specifying the amount assessed on each piece so described respectively, which said land, on default of payment of said assessment within six months after public notice thereof shall have been given, shall be liable to be sold for the 1867. 6 S. L. 315. 1905. 14 S. L. 853.

payment of the same; and said court shall prescribe by ordinance the manner of giving notice of said assessment, and the time, manner, and places of sale of said land; *provided always,* that before taking any land or private property for any of the public uses aforesaid, said court shall agree with the owner or owners thereof as to the damage done thereby, or shall cause to be made a fair appraisal of such damage, which shall be the actual damage done to the property of such owner or owners, by taking such land or private property, without deducting therefrom any benefits on account of such public work, and shall pay to or deposit the same [less benefits assessed, see section 133] for the benefit of such owner or owners; *and provided further,* that it shall be the duty of said court to enact ordinances, containing suitable provision for giving notice to all persons interested in any property so taken, of the proceedings of said court in that behalf and of the appraisal of damages.

1897. 12 S. L. 948.

§ 115. Veranda, porch and bay-window lines. In addition to the authority vested in the common council of the city of Hartford to establish and change building lines, said common council is hereby empowered to establish veranda, porch, and bay-window lines, and to change the same after such have been established in the same manner as now provided for building lines.

1869. 6 S. L. 745.

§ 116. Board of street commissioners as commissioners of assessment. Said board shall act as a court for the assessment of betterments and appraisals of damages, and all powers at all times heretofore vested by the charter in the court of common council in reference to the appraisal of damages and assessment of betterments, shall hereafter be exercised by said board; provided, that the court of common council shall continue to have power to prescribe, by ordinance, the manner of proceeding in such assessment and appraisal, and that an appeal shall be allowed to any person aggrieved by any appraisal of damage or assessment of betterments to the tribunal, and in the time and manner which may be by law provided.

1877. 8 S. L. 111.

§ 117. Cost of improvement ascertained before lay-out, manner of assessment. Before any public work or improvement, for the cost of which the city of Hartford under its charter

may assess benefits, shall be laid out or constructed, the cost of the same, including damages to be paid, shall be ascertained by the court of common council of said city, and all benefits to be paid by the persons benefited thereby, shall be ascertained as follows: The vote or resolution proposing the laying out or construction of such work or improvement shall be, by said court of common council, referred to the board of street commissioners of said city, who shall first estimate the cost of the construction of such work or improvement, and shall also appraise the damages to be paid to any person for land, or any interest therein, taken for such improvement, and shall also assess the said cost of construction, and the amount of said damages upon the persons benefited thereby in the manner now provided by the charter and ordinances of said city, and all appeals therefrom shall be taken, and all proceedings had thereon, as now by law provided. Upon the completion of such proceedings the board of street commissioners shall report the same to said court of common council with their recommendations, and said court of common council may thereupon direct the lay-out or construction of such work or improvement at its discretion.

§ 118. Limitation of council in respect to public works. 1869. 6 S. L. 745. 1905. 14 S. L. 852. The court of common council shall pass no vote laying out, establishing, or ordering to be constructed any new street, avenues, bridges, curbs and gutters, building and veranda lines, sidewalk or sewer, or any alteration or improvement, relating to streets and sewers, until such vote, or the petition asking for the passage of such vote, shall have been referred to said board of street commissioners for investigation.

§ 119. Notice of payment of benefits and liens; record of. 8 S. L. 111. Upon the final lay-out or completion of the construction of any such public work, the board of street commissioners shall give notice thereof, and that said benefits are due and payable, by publication twice in two daily newspapers published in said city, and all benefits assessed therefor shall be immediately due and payable. If the actual cost of the construction of any public work shall be less than the sum estimated by the board of street commissioners and assessed upon the parties benefited, each of the parties so assessed shall be entitled to a proportionate deduction from his assessment. Said benefits shall be a lien upon the land

on account of which they were assessed, which said lien shall commence and attach to said land from the time of the passage by the court of common council of the vote laying out or ordering the construction of said work: *provided*, that the same shall not remain a lien thereon for a longer period than three months from the final lay-out, or completion of such work or improvement, unless the board of street commissioners shall within that time lodge with the town clerk of the town of Hartford for record, a certificate, signed by the clerk of said board describing the premises, the amount assessed, and the improvement for which it was assessed.

1874. 7 S. L. 778.

§ 120. Diversion of streams not navigable. Whenever it shall be necessary for the proper construction of any bridge, sewer, culvert, highway, embankment, or other public work in the city of Hartford, or for the protection and security of any such public work already constructed, it shall be lawful for the court of common council of said city to direct, and for the board of street commissioners of said city to cause any stream or water-course, not navigable within the limits of said city, to be changed and diverted from its natural or present channel into a new or different channel.

Idem.

§ 121. Compensation. Before causing any stream or watercourse to be diverted as provided in the preceding section the said board of street commissioners shall agree with the owner or owners of any property or franchise, which may be required for the said purpose, as to the amount of compensation or damage to be paid to the said owner or owners for the same; and in case of disagreement between said board and any such owner or owners, as to the amount of such damage or compensation, then the same shall be appraised in the same manner as damages are now appraised for the laying out of highways in said city; and any person aggrieved by said appraisal, shall have the same right of appeal as is now had by parties aggrieved by the appraisal of damages in laying out highways in said city.

Idem.

§ 122. Sections above. The two foregoing sections shall not be so construed as to impose any new liability for damages upon the said city for any change in any watercourse, indirectly or necessarily resulting from the legal lay-out and construction of any public work already built or hereafter to be built.

§ 123. Power over streams, dams, etc., for sewerage and health. The court of common council of the city of Hartford are hereby authorized, whenever in their opinion the public health or the proper sewerage of said city shall require such action, to take, occupy, and appropriate, in such manner as they shall from time to time deem expedient, any stream or part of a stream, natural or artificial, running in or through said city, and to straighten, deepen, or lower the same, or lower, alter, or remove any or all walls, dams, flumes, or other obstruction to the free and healthy flow of such stream or part of a stream, or raise any of said dams or build and maintain other dams where the public health or convenience may require, or to cover any such stream or part thereof by arches, culverts, or other structures, or to divert the water from such stream or part thereof and cause it to flow through a sewer or other aqueduct built in and upon the bed of such stream, or laid in the earth in or near either bank thereof, or to remove or cause to be removed or altered any or all structures which at any season of the year cause the accumulation of stagnant water, or interrupt in any manner the free and healthy flow of any part of said stream. 1882. 9 S. L. 419.

§ 124. Survey and estimates, notes and agreement as to damages. Whenever said court of common council shall take action under the foregoing power, the vote or resolution proposing said improvement shall be referred to the board of street commissioners of said city, who shall prepare a descriptive survey of the improvement proposed, with a careful estimate of the cost of completing the same, and agree if possible with the parties interested upon the damages and special benefits on account of such improvement. They shall give notice ten days prior to the time appointed in said notice for said hearing in two daily newspapers published in said city, of a time and place for meeting all parties interested in said improvement, and if at such meeting no agreement can be made, said city may proceed in the manner provided in the next succeeding section. But if such agreement shall be made by said board and ratified by said common council, the sums agreed upon having been paid to the parties entitled thereto, or deposited to their credit in the city treasury, said city may proceed with and complete said improvement, and do all things necessary or convenient for that purpose without further liability. Idem.

Idem.

§ 125. Condemnation and appraisal. If said board of street commissioners shall be unable to agree with the parties interested upon the damages or benefits to be paid on account of such improvement, the Superior Court for Hartford county may, on application of said city, after causing such notice to be given of the pendency of such application as such court shall order, appoint three judicious and disinterested freeholders of the county of Hartford to estimate the damages and benefits resulting from said improvement; and said committee having been duly sworn, and having given notice of the time and place of their meeting for the purpose aforesaid, by publishing the same not less than three times in two newspapers published daily in said city at least ten days prior to said meeting, shall meet at the time and place designated, and having heard all parties in interest who shall appear before them, shall determine what parties will be damaged by said improvement in excess of special benefits and the amount thereof; also what parties owning or interested in lands, easements, or franchises within a reasonable distance of said improvement will receive special benefit over all damage and the amount thereof; and also what parties will receive an equal amount of damage and benefit; and thereupon said committee shall report in writing to said court, which may confirm, correct, alter, or set aside said report, and decide all questions that may be raised in the proceedings. If said report shall be set aside, said committee, or a new one to be appointed by said court, shall proceed as before, and their report being finally accepted by such court shall be confirmed by the order or decree of said court; and said report and order or decree shall be recorded by the clerk of the Superior Court for Hartford county, and the award of damages and benefits therein contained shall be final between the parties, and said damages being paid or deposited as before provided, said city may proceed with and complete said public improvement, and do all acts necessary or convenient for that purpose without further liability.

Idem.

§ 126. Collection of benefits, liens, record of. All amounts due to said city as special benefits under the two preceding sections, whether reached by agreement or assessment, may be collected by warrant under the hand of the mayor or acting mayor of said city, directed to the collector thereof, who shall enforce the

same in the same manner as tax warrants are served and enforced. Every such amount shall also be and remain a lien upon the land or other property on account of which it was assessed, which said lien shall commence and attach to said land from the time the common council shall take action, laying out or ordering said improvement: *provided* that the same shall not remain a lien thereon for a longer period than three months after the final completion of said work or improvement, unless the board of street commissioners shall within that time lodge with the town clerk of the town of Hartford, for record, a certificate signed by the clerk of said board, describing the premises, the amount assessed, and the improvement for which it was assessed.

Idem.

§ 127. Notice of payment of benefits. Upon the completion of said work or improvement, the said board of street commissioners shall give notice thereof, and that said benefits are due and payable, by publication twice in two daily newspapers published in said city, and all benefits assessed thereon shall be immediately due and payable. If the actual cost of the construction of such improvement or public work shall be less than the sum assessed upon the parties benefited, each of the parties so assessed shall be entitled to a proportionate deduction from his assessment.

1872. 7 S. L. 378.

§ 128. Assessment for public improvements on land not abutting; right of appeal. The court of common council of the city of Hartford, by the board of street commissioners of said city, may assess a proportional sum of the expense of laying out, altering, and making any highway, street, sewer, or park, lawfully laid out or altered, upon any person or persons in the judgment of said board specially benefited thereby, whether the land of such person or persons abuts upon such highway, street, sewer, or park, or not.

This section shall not affect the right of appeal from the action of said board.

1867. 6 S. L. 316.

1873. 7 S. L. 527.

§ 129. Appeals, where to be taken and to whom. An appeal shall be allowed to any person aggrieved by any appraisal of damages or assessment of benefits to the judge of the court of common pleas for the county of Hartford. Such appeals may be heard by said judge, but shall upon the motion of any party

thereto or persons interested therein be referred to a committee for hearing.

1873. 7 S. L. 527.

§ 130. Joinder in appeal: one cause. As many of the parties interested as may choose to do so, may join in such appeal; and, when separate appeals are taken by different parties from one assessment and appraisal, all such appeals shall be heard and tried as one cause.

Idem.

§ 131. Appeals, how taken. Appeals may be taken from the assessment of benefits only, but, if taken from the appraisal of damages shall be from the said appraisal and also from the assessment of benefits made at the same time and for the same public work. Such appeals shall be taken within ten days after public notice shall be given of such appraisal or assessment, and shall be by a suitable petition in writing, setting forth the whole of said assessment or appraisal and assessment appealed from, and asking for a reappraisal and reassessment, or for a reassessment only, with a citation attached thereto, signed by any authority authorized to sign writs, and returnable before said judge at two o'clock in the afternoon on the day three weeks subsequent to the day on which public notice of said appraisal shall have been given; and said citation shall be served upon the clerk of said city at least six days before the return day thereof.

Idem.

§ 132. Reapportionment. If, upon the hearing of any appeal, the judge or committee shall find cause to alter said appraisal and assessment, or assessment of benefits only, then said judge or committee shall proceed to reapportion the whole amount of the damages and benefits, or benefits only, upon the persons or land specially benefited. If the judge or committee hearing said appeal shall be of the opinion that persons other than those who appear upon the record are interested in the subject-matter of said appeal, said judge or committee shall cause the appellants to give notice of the pendency of the proceedings to such other persons; which notice shall be by publication in one or more newspapers published in said city, for such time and in such form as said judge or committee shall direct. Such judge shall have, for the purpose of disposing of said appeal, all the power of the Superior Court, and may

render judgment thereon, and may tax costs in favor of either party and issue execution for said costs, to be taxed as upon civil process in the Superior Court. Said judge shall, when the proceedings in any case arising under this and the preceding three sections are closed, return all the papers connected with the case to the clerk of said city, to be by him kept on file.

§ 133. Benefits set off against damages. In all cases where the court of common council of the city of Hartford shall have agreed upon with, or appraised to any person or persons, damages for taking any land or private property for any public work in said city, and shall also have assessed betterments on account of the same public work upon the owner or owners of such land or private property, or upon such land or private property, the amount of such assessment shall be an offset against such damages; and the city treasurer may credit such owner or owners with the amount of such assessment so assessed upon or payable by him or them, and the entry of such credit upon the books of said treasurer shall have the same effect as the payment to such owner or owners so credited in whole or part payment as the case may be, of the sum appraised for such damages; but the court of common council may in any individual case, where they see fit, pay the whole of such damages and collect the assessments of betterments as heretofore. 1870. Public Acts. ch. 53.

§ 134. Condemnation of land for sewerage purposes. The court of common council of the city of Hartford may, whenever in their opinion the proper sewerage or drainage of any portion of said city shall require such action, construct any structure, mechanical appliance, or apparatus to artificially or mechanically sewer or drain the same, and may maintain and operate such means of drainage, and for said purposes said court may take any land which may be needed therefor. 1896. 10 S. L. 211.

§ 135. Proceedings for condemnation. The proceedings under any resolution to construct such means of sewerage or drainage shall be the same as those provided by the charter and ordinances of said city for the lay-out and construction of sewers by said city, and the cost of constructing the same, including the damages by Idem.

reason of any property taken therefor, may be assessed upon the persons or property specially benefited thereby, in the same manner as is provided by said charter and ordinances for the assessment of benefits for other public improvements.

Idem. **§ 136. Assessment of cost of maintenance.** The cost of maintaining such means of sewerage or drainage may at any time after the same is incurred, and whenever said court of common council shall judge proper, be assessed upon the persons or property specially benefited thereby upon a resolution directing such assessment, which shall be referred to the board of street commissioners of said city for such assessment, which shall be made in the same manner as is provided by the charter and ordinances of said city for the assessment of benefits by reason of public improvements.

Idem. **§ 137. Assessment how collectible and lien.** Any assessment for the cost of constructing or maintaining such means of sewerage or drainage shall be collectible in the same manner, and shall be a lien upon the land on account of which it was assessed, and may be continued and enforced as such lien in the same manner as assessments for benefits by reason of other public works.

1895. 12 S. L. 207. **§ 138. Construction of intercepting sewer across State lands.** The city of Hartford is hereby authorized to construct a sewer, known as the "Intercepting Sewer," across the lands of the State of Connecticut, along the south and east bank of the Park River, on what is known as the State Capitol Grounds, and to continue the construction of said sewer across other grounds of said State of Connecticut, upon what is known as the land of the First Regiment, Connecticut National Guard; the said sewer to be constructed in accordance with plans and specifications now on file in the office of the board of street commissioners of said city.

1893. 11 S. L. 1086. **§ 139. West Hartford may connect with Hartford system.** The city of Hartford may by vote of its common council permit the town of West Hartford to connect any of its sewers with any sewer which is or may hereafter be constructed in said city. No such permission shall be granted unless and until the board of street commissioners of the city of Hartford and the commission to lay out and construct public sewers in said town

of West Hartford shall fix and determine the amount to be paid by said town of West Hartford to said city of Hartford therefor, including the proportion of the cost of any new sewer in said city to be borne by said town, and no connection with any sewer or sewers of said city shall be made under such permission until said town shall have paid to said city such amount so agreed upon, or shall have secured the payment thereof to the satisfaction of said city.

§ 140. Wethersfield may connect with Hartford system. 1901. 13 S. L. 666. The city of Hartford may, by vote of its common council, permit the town of Wethersfield, or its selectmen, to connect any of its sewers with any sewer which is or may hereafter be constructed in said city. No such permission shall be granted unless and until the board of street commissioners of the city of Hartford and the selectmen of the town of Wethersfield shall fix and determine the amount to be paid to said city of Hartford therefor, including the proportion of the cost of any new sewer in said city to be borne by said town, and no connection with any sewer or sewers of said city shall be made under such permission until the amount so agreed upon shall have been paid to said city or the payment thereof secured to the satisfaction of the board of street commissioners.

§ 141. Authority to widen Capitol Avenue. If the common council of the city of Hartford shall hereafter vote to widen and pave Capitol Avenue, between Trinity Street and Broad Street, the Secretary of State, Treasurer, and Comptroller, shall be empowered to represent the State's interest therein, and, if they deem best allow said street to be widened by the taking of a portion of the land belonging to the State, not more than two and one-half feet in width, upon such conditions and terms as they shall deem best. 1897. 12 S. L. 1009.

§ 142. Extension of Benton Street through Old South Burying Ground. 1899. 13 S. L. 329. The city of Hartford is hereby empowered to take lands now a part of the Old South Burying Ground, in said city, and south of the line herein named, and to use the same for the extension, straightening, and widening of Benton Street. The northerly line of said tract to commence at the westerly end of Benton Street as now laid out from Wethersfield Avenue westerly, at a point at the southwest corner of the land of John Coombs,

thence northerly in a straight line which shall be a prolongation of the northerly line of Benton Street, as now laid out from Maple Avenue to Webster Street. Said city may acquire, by purchase or condemnation, the title of such private owners as there may be to lots within said tract, and in the removal of bodies from graves, and monuments from said tract to other cemeteries or other portions of said cemetery, shall bear all expense of the reinterment of said bodies and of the removal of said monuments. The common council of said city is hereby authorized to dispose of any surplus lands within said tract as shall be for the best interests of the city, and to take such other action as may be necessary to carry out all the provisions of this section.

1893. 11 S. L. 462.

§ 143. Improved pavement laid on petition of abutting owners. The common council shall have power to cause the

1895. 12 S. L. 617.

streets of said city to be paved and re-paved with paving material other than the macadam in general use; and whenever the owners or proprietors of one-half of the land abutting upon any street or portion of a street shall petition for such paving or re-paving thereof, specifying in said petition the street or portion of a street to be paved or re-paved, and the city council shall have before it the action of the board of street commissioners approving and ordering a pavement of the kind and style it may deem proper, said city council shall have power to assess the whole cost of said paving or re-paving, including that portion contiguous to lateral and intersecting streets, and excluding that portion of the street which, by law or contract, a street railway is under obligation to pave, one-third of such cost upon the said city of Hartford, which shall be paid out of the treasury of said city upon the order of the city council, and two-thirds of such cost upon the owners of the property abutting on the line of such improvement, and shall have power to enforce the collection of such assessments in the manner provided by the charter or ordinances of said city for the collection of assessments. On the completion of the work and assessment for the cost of the same, such assessment shall be final and conclusive on all parties in interest; and said assessment shall be a lien upon the land on account of which it was assessed, in the same manner and to the same extent as is provided in the charter of said city in the case of assessment for benefits arising from other public works and improvements.

§ 144. Improved pavement laid without petition. The city of Hartford may cause to be paved with granite, asphalt, or other substantial pavement, other than the macadam in general use, not exceeding one-half mile of highway in each year without petition therefor, in addition to the amount petitioned for by the property owners, and the board of street commissioners shall select the streets to be paved, and after notice to the property owners interested, by publication in the daily newspapers of the city, and, so far as practicable by a written or printed notice addressed to the property owners interested, at their last-known place of abode, and deposited in the post-office, postage paid, at least ten days before taking the action herein contemplated, may pass votes to be submitted to and approved by the city council ordering such pavement, and assessing the aforesaid share of the expense upon the abutting owners. 1895. 12 S. L. 618. 1899. 13 S. L. 504. 1901. 13 S. L. 851.

§ 145. Pipes and conduits in streets to be paved. The board may make reasonable regulations relative to pipes and conduits of all kinds which are in the streets to be paved with permanent pavement, and as a preliminary to such paving may order all such pipes and conduits to be relaid, renewed, repaired, placed and located in such manner and to such extent as in their judgment will best protect such pavement, when laid, from being disturbed in the future, and will best secure the uninterrupted use of such streets as public highways. It shall be the duty of all persons, commissions, and corporations to obey and comply strictly with all such orders of the board within such time as the orders shall specify. Such orders shall be in writing, signed by the board of street commissioners, or by the clerk of such board under their authority, and attested copies of such orders shall be served upon such person or persons, commissions, or corporations at least forty-eight hours before the work specified therein shall be required to be begun. Should any person, commission, or corporation neglect or refuse to obey and comply with any such order of said board, the board may apply in its own name to the Superior Court of Hartford County, or to any judge of the Superior Court in vacation, for a mandamus to enforce compliance with any such order or regulation provided for in this section. 1895. 12 S. L. 618.

1895. 12 S. L. 619. 1899. 13 S. L. 504.

§ 146. Deferred payments of assessments and certificates therefor. The common council of said city is also further authorized and directed to provide by ordinance for the extension of time for and the manner of payment of all assessments made for any public improvement not including taxes, and may issue and dispose of assessment certificates covering the amounts of any extended assessments, under such rules, regulations, and in such form as the court of common council may by ordinance prescribe.

1899. 13 S. L. 504.

§ 147. State and school district lands may be assessed for benefits on public improvements. In making assessments of benefits and appraisals of damages for any public improvement, the city of Hartford is hereby authorized and empowered to assess such benefits or appraise such damages as it may deem just upon or in favor of the real estate belonging to the State of Connecticut, or to any school district situated within the limits of the city of Hartford, and specially benefited or damaged by such public improvement, subject to appeal by either party as provided by law in such cases, and in the case of assessments of benefits against or appraisals of damages in favor of the state it shall be the duty of the state treasurer to pay any and all assessments of benefits upon the certificate of the clerk of said city that the same are due and payable, and he shall receive any damages assessed in favor of the state and give a receipt for the same upon a like certificate.

1899. 13 S. L. 505.

§ 148. Assessments may bear interest. All assessments made for public improvements and street watering within the city of Hartford shall bear interest from the date when the same become due and payable, at such rate as the court of common council of said city shall by ordinance prescribe.

Idem.

§ 149. Highway improvements on Prospect avenue in West Hartford. Said city of Hartford is hereby authorized to order, construct, maintain, and to keep free from defects and obstruction all sidewalks, curbs, and gutters in the town of West Hartford on the east side of Prospect avenue between Farmington avenue and New Park avenue, and to assess the expense of such construction, maintenance, and care upon adjoining lands and proprietors in the city of Hartford in the same manner and to the

same extent as if said sidewalks, curbs, and gutters were situated in the city of Hartford; *provided* that any order for the construction of such sidewalks, curbs, and gutters shall be approved by the selectmen of the town of West Hartford.

§ 150. Street sprinkling. The court of common council of the city of Hartford shall have power to cause any or all of the streets of said city to be sprinkled or watered, and may assess the expense thereof upon the persons, and upon the land of persons whose property is, in the judgment of the court of common council, specially benefited thereby. The said court of common council shall by ordinance prescribe the mode in which the expense of sprinkling or watering the streets of said city shall be assessed upon the persons or the land specially benefited thereby, and also the mode in which the said expense shall be collected, or secured by lien, upon the land specially benefited. 1893. 11 S. L. 463. 1897. 12 S. L. 976.

§ 151. Authority to lay out highway through Pope park. The court of common council of the city of Hartford shall have power to lay out, make, establish, and maintain a public highway connecting Laurel street with Hillside avenue, formerly called South Laurel street, in a general southerly direction, through Pope park in the city of Hartford, in accordance with law and with the provisions of section one of the resolution amending the charter of the city of Hartford, approved July 24, 1867. Such portion of said Pope park as may be taken under such proceedings is hereby declared to be taken for a necessary public use, superior to the use for park purposes of said land so to be taken. Said court of common council of said city shall have the power, by proceedings in accordance with its charter and ordinances, to order, construct, and maintain sidewalks, gutters, and crosswalks, and to make and maintain sewers and drains on and under said highway and connected therewith, as if the said highway had been constructed through private lands in accordance with the charter of said city of Hartford. 1905. 14 S. L. 552.

§ 152. Status of highways, west approach to Connecticut river bridge. Nothing in the resolution, approved June 20, 1899, entitled a resolution "Concerning the Approaches to the 1905. 14 S. L. 853.

Bridge of The Connecticut River Bridge and Highway District," shall be construed to relieve the city of Hartford from its statutory duty of maintenance and repair, and its right of control of the highways, public grounds, and improvements thereon forming the western approach of the Connecticut river bridge within the corporate limits of said city.

Idem.

§ 153. Lay out of public improvements within said district. Any and all proceedings for the construction, lay-out and establishment of said approaches, including therein the lay-out and discontinuance of highways, the establishment of building and veranda lines thereon, and the lay-out, establishment, and construction of sewers, dykes, and other public works and improvements connected therewith, shall be taken under and in accordance with the provisions of the charter of the city of Hartford. Said city shall have the power, in the lay-out, establishment, and construction of such approaches, highway lines and grades, building and veranda lines, and public works connected therewith, to appraise the damages occasioned thereby, and to assess benefits upon the property found to be specially benefited thereby, and to secure the payment of the same by lien in accordance with the provisions of said charter and the ordinances of said city concerning public works and improvements.

Idem.

§ 154. No highway to be dedicated unless 40 feet in width, etc. No street, highway, or alley in the city of Hartford shall hereafter be opened to the public by dedication or otherwise by any person or private corporation unless such street, highway, or alley be at least forty feet in width and so laid out as to connect two existing highways.

1905. 14 S. L. 591.

§ 155. Care of trees, etc., in highways. The court of common council of the city of Hartford is hereby authorized by ordinance to delegate to and impose upon a board or department of the city any and all powers, duties, and authority of the city in reference to the care, control, preservation, and removal of trees now or hereafter standing in the highways within said city, and the setting out of additional trees, shrubs, and vines within such highways, to the end that the care and control of trees, shrubs, and vines in highways, and the planting and maintenance thereof, shall

be placed in a public commission for the purpose of beautifying the city in accordance with a well-defined plan or system.

§ 156. Expense of removing snow and ice from sidewalk and lien therefor. Any expense incurred by the city of Hartford in pursuance of the ordinances of the city in removing snow, ice, or sleet from any sidewalk upon any street or highway within said city, or in keeping any such sidewalk safe and convenient for public travel, together with the interest thereon, shall be and remain a claim against the owner or proprietor of the land adjacent to such sidewalk, which may be collected and enforced at law, and a lien and real encumbrance in favor of said city upon said land. Said lien shall not continue to be valid against such land for a longer period than six months after said expense has been incurred, unless a certificate thereof, signed by the treasurer of said city, and particularly describing the amount of such lien and the land upon which it is claimed, shall, before the expiration of said six months, be lodged for record in the office of the town clerk of the town of Hartford. 1886. 10 S. L. 255.

§ 157. Underground wires. The common council of said city may provide by ordinance for the placing of all electric wires underground when, in the judgment of said council or the board of street commissioners of said city, public interests require the same to be done, under such restrictions as said council may prescribe. Said common council may also provide penalties for failure of any person or persons to carry out all reasonable orders under this section regarding such wires. 1895. 12 S. L. 478.

§ 158. Streets not to be excavated without notice to street board. No person or corporation shall disturb the surface of any street or highway in the city of Hartford by digging or making excavation, or cause the same to be so disturbed, without first giving notice to the board of street commissioners of said city, and said board of street commissioners shall have the power to supervise and direct any such digging or excavating, and may prescribe the manner in which the same shall be done and the condition to which said street or highway shall be restored; *provided, however,* that no such person or corporation shall be compelled to do more than to restore said street or highway to its usual condition. If 1883. 9 S. L. 762.

any person or corporation so disturbing or causing to be disturbed the surface of any street or highway as aforesaid, shall fail to comply with the directions of said board of street commissioners in restoring the same to its usual condition, said board may, after reasonable notice to such person or corporation if known, otherwise without notice, restore the same, and collect and recover from such person or corporation double the cost of such restoration. Any person or corporation who shall neglect to comply with the provisions of this section as to notice shall forfeit and pay to the city of Hartford, for the use of the city treasury, a penalty of not less than five and not more than twenty-five dollars, the same to be recovered in an action brought in the name of said city in the manner provided in the charter of said city for the recovery of fines and penalties.

Idem.

§ 159. Water board exempt. The board of water commissioners of said city shall be exempt from such of the provisions of the foregoing section as pertain to the notice required to be given to the board of street commissioners and the penalty prescribed therein.

1895. 12 S. L. 619.

§ 160. Private gas pipes to be relaid before improved pavement is laid. Whenever the city of Hartford has in contemplation the paving of any street, alley, or highway within said city, the board of street commissioners of said city, in addition to the powers conferred and duties now imposed upon it by law, is hereby authorized and empowered to give notice to the residents, occupants, and owners of property abutting upon such street, alley, or highway that all private gas supply pipes shall be laid, repaired, replaced, or removed, within a reasonable time to be stated in said notice, and that thereafter for a period to be stated in said notice but not exceeding ten years, no permits will be granted, except by special vote of the board of street commissioners of the city of Hartford, for the opening of such street or highway for any purpose connected with the laying, repairing, replacing, or removal of any such private gas supply pipes. In case any resident, occupant, or owner of property shall neglect or refuse to cause to be repaired or replaced, within the time specified in such notice, any gas supply pipe which is stated in said notice to be in a dangerous or defective condition, or liable to become dangerous or defective, said board of street commissioners shall notify the Hartford City Gas Light

Company to cut off said supply pipe from its main without further or other notice to said resident, occupant, or owner of said property, and said Hartford City Gas Light Company shall have the right so to do.

§ 161. Extension of Franklin avenue sewer. The city of Hartford is hereby authorized to extend the sewer situated in said city, and known as Franklin avenue sewer, into and through lands lying in the town of Wethersfield to the Connecticut river, for the purpose of discharging the contents of said sewer. And for the purpose of extending, constructing, and using said sewer, to take such lands or easements in said Wethersfield as may be or become necessary, most safely and economically to accomplish said purpose. Said city of Hartford is hereby authorized to enter in and upon any land in said town of Wethersfield for the purpose of making surveys, and to agree with the owner or owners of any property or franchise which may be required for the purposes of this section, as to the amount of compensation to be paid to such owner or owners for the same. And in case of disagreement between said city and any owner or owners, as to such compensation or as to the amount of damages which ought to be awarded to any person claiming to be injured in his estate by the doings of said city, or in case any such owner shall be an infant, or married woman, or insane, or absent from this state, or unknown, or the owner of a contingent or uncertain interest, either judge of the Supreme Court of Errors may, on the application of either party, cause such notice to be given of said application as said judge shall see fit to prescribe, and after proof thereof, may nominate and appoint three disinterested persons to examine such property as is to be taken for or damaged by the doings of said city, and they being duly sworn to a faithful and impartial discharge of their duty, shall estimate the amount of compensation which said owners shall receive, and report the same in writing to the clerk of the Superior Court for Hartford county, to be by him recorded. Said judge of the Supreme Court of Errors may thereupon confirm the doings of said appraisers, and direct whether said city shall pay the same, in such manner as said judge may prescribe, in full compensation for the property acquired or the injury done by said city; and on compliance with the order of said judge said city may proceed with the construc- 1875. 7 S. L. 988.

tion of said sewer without any liability to any further claim for compensation for damages for any property or franchise so taken or damaged: *provided*, that said sewer shall not empty into the river within two hundred feet of the center of the mouth of the outlet of Wethersfield cove into said river. It shall be the duty of the city of Hartford, after said sewer shall be built, to thereafter keep the same in proper repair.

CHAPTER 13.

COURT OF COMMON COUNCIL.

§ 162. Composition; powers. There shall be a court of common council of said city, which shall consist of two separate branches, a board of aldermen and the common council board, who shall convene separately, except in the cases otherwise specified; and in whom shall be vested the government, control and management of said city, its property and its affairs, subject to the exceptions otherwise set forth. The board of aldermen shall be composed of all the aldermen of said city, and the common council board of all the common councilmen of said city; and each branch of said court shall be final judge of the election returns, and validity of elections, and qualification of its own members. 1859. 5 S. L. 380.

Neither the mayor nor any member of either branch of the court of common council of the city of Hartford shall be chosen or appointed to any other office by such court of common council of said city. 1872. 7 S. L. 259.

§ 163. Passage of a corporate act. Every vote, resolution, ordinance or by-law, in the passage of which both the branches of said court shall have concurred by a majority of each, shall be submitted to the mayor for his approval; and if not by him disapproved, the same shall become valid and effectual as a corporate act of said city: if disapproved, the same shall be by him returned to the next court of common council, each board of which shall thereupon reconsider the vote, resolution, ordinance or by-law, and if a majority of each board shall thereupon concur in again adopting or enacting the same, it shall thereupon become a valid corporate act; it being expressly provided that no vote or resolution of said common council, ordering a public work or improvement, which shall require an expenditure of more than ten thousand dollars, shall be obligatory on said city, unless approved by a majority vote of a city meeting, duly warned and holden for that purpose; which vote shall be by ballot *or voting machines.* Idem.

§ 164. Officers; quorum. The mayor shall be the presiding officer of the board of aldermen, and of all joint conventions of the court of common council, and be empowered to give 1859. 5 S. L. 324.

a casting vote in all cases where the action of either said board or convention shall result in a tie. The city clerk shall be, ex-officio, clerk of the board of aldermen; and the common council board may choose a clerk who shall not be a member of said board. It shall be the duty of the board of aldermen to choose one of their own number as acting president of said board; who shall have all the powers and discharge all the duties of the mayor during the absence of the mayor, or any temporary vacancy in the office of mayor. One-half of either board of the court of common council shall constitute a quorum thereof.

1895. 12 S. L. 629.

§ 165. Compensation of town and city officers. The compensation to be paid the selectmen, the town clerk, and the registrars of voters of the town of Hartford, except as provided (*in the consolidation act,* 1895, Vol. 12 S. L., p. 624) or by the statute law of this state, shall be fixed by the common council, which shall also prescribe the compensation of all city and town officers not in said consolidation act or by legislative enactment otherwise provided for, and all said officers shall be paid from the city treasury.

1859. 5 S. L. 321.

§ 166. Power to make, alter, and repeal ordinances. The court of common council shall have power by a majority of the members of each branch, present and absent, subject to the approval or disapproval of the mayor to make, alter and repeal ordinances for the following purposes:

To regulate trade, markets and commerce, and to regulate weights and measures, in conformity with the lawful standards thereof, within the limits of said city:

To manage, regulate, and control the finances and property, real and personal, of the city, and regulate the borrowing of money by the city for any purpose, for which said court are authorized to lay taxes; to provide for the due authentication, execution, and delivery of deeds, grants and releases of city property, and evidences of debt issued by said city; to prevent and secure the removal of all nuisances injurious to health, or offensive to the public, at the expense of the owner of the premises where such nuisance exists, or otherwise; for the laying out, altering, establishing and making

highways, streets, parks, public grounds, and walks, openings for the circulation of air, building lines, drains and sewers; to drain and raise low lands; to make, repair, purify, light and keep open and safe for public use and travel, and free from encroachment or obstruction, the streets, highways, passways and public gounds and places in said city, which is hereby constituted a highway district by itself; to secure the safety of persons passing through or in the same, by regulating fireworks, shows, parades, and rendezvous, processions and music, the speed of animals, vehicles and cars, the running at large of animals through or in any part of said city, and the impounding of the same; to protect and preserve trees and other ornaments of public places; to regulate or prohibit the excavation or opening of streets, highways, and public grounds for public or private purposes, and the location of any work or thing therein, whether temporary or permanent, upon or under the surface thereof, and the removal of buildings upon or through the same; to keep the same quiet and orderly, and free from undue noise upon the Lord's day, and regulate and prohibit the ringing of bells, and crying of goods in said city; and all things appertaining thereto; to restrain cruelty to animals, and inhuman sports; to prescribe the forms of proceeding in all cases of taking land for public use within said city, not especially prescribed; to prevent vice and immorality, preserve public peace and good order; prevent and quell riots and disorderly assemblages, suppress gambling houses, and houses of ill fame, and disorderly houses; and to confer upon the mayor and police officers of the city all powers necessary for such purposes:

1901. 13 S. L. 892.

To regulate or prohibit swimming or bathing in public or exposed places within said city; to prevent and punish trespasses in gardens, cemeteries, and enclosures and public buildings:

1869. 5 S. L. 322.

To regulate the burial of the dead, and provide for the registration of the deaths and burials in said city:

To regulate the mode of taxation for city purposes:

To provide and regulate and prescribe the duties of a city watch, and city police force; and to confer upon city watchmen and policemen the ordinary powers of constables of towns, within the limits of the city; and to punish the resistance, or obstruction of public officers in the discharge of their duty:

To organize and regulate a fire department and fire apparatus; to protect said city from exposures to fire, regulate the mode of building, and the materials used for building, or altering buildings within said city, or any part thereof, and the mode of using any buildings therein, when such regulations seem expedient for the purpose of preserving said city from the dangers of fire:

To license and regulate hacks or carriages, the charges of hackmen and public drivers, cartmen, and truckmen:

To prohibit and regulate the bringing in, carrying out or through, or storing gunpowder in said city:

To provide forms of oaths for all officers of said city elected by city meeting, or appointed by the court of common council:

To regulate the width of streets, highways, and alleys:

To provide for the manner of warning city meetings, and meetings of the court of common council, and times and places of holding the same:

To provide for bonds and sureties of any officer chosen by said city, or by said court of common council, and penalties for the refusal of any such officer, or of any juror of the city court to serve; to provide for the election and prescribe the duties of city surveyors, port wardens, street commissioners, public weighers, officers of the fire department, sealers of weights and measures, health officers, inspectors of any kind of produce of the United States, brought to said city for sale or exhibition, and such other functionaries as are proper for the administration of the affairs of said city, and the proper regulation of trade and commerce thereof:

To provide for the election and prescribe the duties of officers of said court, including the clerks of each board:

To prescribe all the incidents of the annual election of said city, except in matters expressly regulated:

To prevent illegal voting at city meetings:

To regulate the duties of the collector of city taxes, and to provide the mode of collecting the same:

To confer the freedom of the city on persons living out of the limits of the same:

To regulate the location of stationary steam boilers, barns, and out-houses, sinks, and drains, in said city:

To prescribe the salaries and compensation of all officers of said city, and the duties of such officers, not expressly defined by law:

To carry out all the powers conferred and duties imposed on said court in reference to highways and public works:

To prevent illegal practices with dead bodies in medical institutions or elsewhere in said city:

To provide that assessments of benefits for any public work shall be a lien upon the land or real estate on account of which said assessment is made; which lien may be foreclosed at the suit of the city, in the same manner as a mortgaged incumbrance:

To provide for the removal or expulsion of any officer on account of corruption or misfeasance in office:

To prescribe oaths of city officers:

To prescribe the time and place of holding the court of said city, where no express provision is made concerning the same.

To impose upon and delegate to such department or commission of the city of Hartford as it deems best the care, management, and control of all city cemeteries or burying grounds; and such department or commission shall assume and carry out such duties so imposed and delegated. Such department or commission shall be limited in expenditures for such purposes by the amount annually appropriated therefor by the court of common council. 1907. S. L.

Said court of common council shall also have exclusive power to lay taxes on the polls and ratable estate within said city sufficient to defray all lawful expenses incurred by said city, according to the corporate powers hereby granted or recognized.* 6 S. L. 315.

§ 167. Penalties and forfeitures. And said court of common council may impose and inflict penalties and forfeitures of goods and chattels, for the violation of ordinances, which penalties and forfeitures shall be recoverable by the attorney of the city before the city court in an action of debt, brought in the name of the city of Hartford, for the use of the city treasury; and in such action no appeal shall be allowed. The violation of any ordinance 1859. 5 S. L. 323.

* This is the only provision that we find giving the Common Council the power of taxation, though that power seems to be recognized in the last sentence of § 4. If printed in the connection in which it is originally found it would come between Sections 113 and 114 hereof. But there can be little doubt that it is general in its scope. In 6 S. L. 315 the "corporate powers hereby granted" would seem to refer only to powers relating to highways and public works. But the words are taken from the seventh section of the Revised Charter of 1859, 5 S. L. 321, in which the word "hereby" apparently refers to the whole charter. The intent was undoubtedly the same in 6 S. L. 315, though by the draughtsman's error that act was made a repeal and substitute rather than an amendment to section 7.

or by-law relative to nuisances injurious to health, illegal voting, obstructions of highways, if malicious, illegal charges of hackmen, and weights and measures, or any by-law or ordinance designed to prevent vice, immorality, or disorder, or the obstruction and resistance of officers, shall be a misdemeanor, and may be prosecuted as such before the city police court, like other offenses, which court may inflict therefor the penalty named in such by-law, and enforce the same in the same manner as other judgments of said city police court are enforced: provided, that no penalty, or forfeiture of goods, other than such forfeiture as shall indirectly accrue by the abatement of nuisances, shall exceed the sum of fifty dollars for a single offense; except in the case of the illegal sale and transportation of gunpowder, for which, when the quantity of the same sold or transported exceeds twenty-five pounds, a penalty at the rate of one dollar per pound for the excess may be imposed. In addition to said penalty, said court may by their ordinances, subject to four-fold city taxation any building erected or added to, or removed, or located, in violation of any by-law or ordinance designed to save said city from the perils of fire, or to keep streets and public places free from encroachments and obstructions.

1879. 8 S. L. 341.

§ 168. Further powers to make, alter, and repeal ordinances. The court of common council of the city of Hartford shall have power by a majority of the members of each branch present and absent, subject to the approval or disapproval of the mayor, to make, alter, and repeal ordinances for the following purposes: To require a suitable license fee from and grant licenses to all persons who desire to sell any kind of goods, wares, or merchandise, for a short space of time at holiday seasons, or at other times, and who only temporarily occupy storerooms, sidewalks, or street corners, for the purpose of such sales, also to require a suitable license fee from and grant licenses to peddlers and venders of goods, wares, and merchandise about the streets, and at the stores, houses, offices, and banks in said city, and to regulate all such traffic and vending, provided that such ordinances shall not hinder or interfere with the sale within said city of the produce of the farms and gardens of this state.

Said court of common council shall also have power to make,

alter, and repeal ordinances to suppress the playing of policy, so called, and all kinds of gaming or gambling, and to prevent idlers and persons without apparent employment from inveigling youth and unsuspecting persons into policy shops, gambling places, and places of ill-repute.

§ 169. Punishment for violation of ordinances. Said court of common council shall have power by ordinance to provide for the punishment in and by the police court of said city, by fine not exceeding fifty dollars, or imprisonment not exceeding thirty days, or both, of all violations of ordinances made under the authority of the preceding section, and of all violations of ordinances relating to nuisances, and ordinances regulating public hacks or carriages, the charge of hackmen and public drivers, cartmen and truckmen, and ordinances requiring sidewalks to be kept clean and free from snow, ice, and other obstructions, and ordinances to prevent the running at large of cattle, sheep, swine, and goats. Idem.

§ 170. Public amusements. No person, association, corporation, or partnership shall hereafter, within the corporate limits of the city of Hartford, display or produce publicly to be seen or heard any sport, public amusement, musical, operatic, dramatic, theatrical, or pictorial performance, or other exhibition, or advertise the same by any illustrated bill, poster, hanger, or display card, or open for business any billiard or bowling saloon, without a written license previously obtained from the mayor of said city. Any such license may at any time be revoked by said mayor. 1905. 14 S. L. 1076.

Subject to the foregoing provisions of this section, the court of common council shall have power, by a majority vote of the members of each branch present and absent, with the approval of the mayor, to make, alter, and repeal ordinances for the restraint and regulation of all sports, exhibitions, public amusements and performances, and billiard and bowling saloons within said city, and to provide penalties for violation of such ordinances and of the provisions of this resolution.

Chapter sixteen of the revised ordinances of the city of Hartford, adopted March 28, 1898, as amended by an ordinance approved March 12, 1901, except so much thereof as is inconsistent herewith, is hereby validated and confirmed.

1860. 8 S. L. 390.

§ 171. Inspection of existing buildings. The court of common council of the city of Hartford shall have power to make, alter, and repeal ordinances providing for the proper inspection and examination of all walls, buildings, and structures within its limits, with reference to their safety, and to regulate their construction or continuance, and shall have power to make, alter, and repeal ordinances, to provide for the maintenance, repair, or removal of all such walls, buildings, or structures as upon examination and inspection shall be found to be unsafe or dangerous, and to regulate or prevent the use of heavy and dangerous machinery, or the storage of goods, wares, and merchandise in any building or structure in a manner to render it dangerous or unsafe, and to regulate or prevent the exercise of any business in any building or upon any land in a manner to expose the same, or the adjoining or neighboring property, to danger by fire or otherwise.

Said court of common council shall have power in and by said ordinances to provide for the punishment of any violation thereof in and by the police court of said city by fine or imprisonment, or both, or by forfeiture recoverable in the city court of said city.

1893. 11 S. L. 464.

§ 172. Building inspector. The court of common council of the city of Hartford shall have power to make ordinances to prevent the erection of unsafe buildings and the unsafe alteration or extension of any building within the limits of said city; to provide for the examination of all plans and specifications of proposed buildings and of proposed alterations and extensions of existing buildings; to provide for the inspection of all buildings in process of erection, and of all buildings undergoing alterations or extensions; to make general rules and provide for particular directions regarding the materials to be used in building, and the strength and manner of using the same; to prohibit the erection and the alteration and extension of any building not in conformity with such rules and directions, or the plans and specifications of which have not been examined or approved of, in accordance with such ordinances; and to compel such changes in the location of and in the plans and specifications for proposed buildings and for proposed alterations and extensions of buildings, and in the manner of construction and in the materials used therefor, as may be necessary to secure safety from the dangers of fire, collapse, explosion, and disease.

Said court of common council shall have power in and by said ordinances to provide for the appointment of a building inspector, and a deputy building inspector, who shall hold office for such term and shall exercise such powers and perform such duties as may be prescribed in said ordinances.

Said court of common council shall have power in and by said ordinances to confer upon such building inspector and deputy building inspector the power, from and after the third Monday in April, A. D. 1893, to perform all the duties and be vested with all the rights and privileges now by law or by the ordinances of the city of Hartford imposed upon or vested in the fire marshal of said city of Hartford; and said building inspector and deputy building inspector shall, during the term of office for which they may be appointed, perform the duties and be vested with the rights and privileges now by law or by said ordinances performed by and vested in the fire marshal of said city.

Said court of common council shall have power in and by said ordinances to provide for the punishment of any violation thereof by fine or imprisonment, or both.

The ordinance of the city of Hartford providing for the appointment of a building inspector, and defining his powers and duties, and providing for the prevention of the erection of unsafe buildings and of unsafe alterations and extensions of buildings, adopted by the court of common council of said city June 28, 1892, and approved by the mayor of said city June 28, 1892, is hereby validated, ratified, and confirmed.

§ 173. Punishment of injuries to fire alarm telegraph. 1868. 6 S. L. 567.

The court of common council of the city of Hartford shall have power to pass ordinances providing for the punishment of all wilful or malicious injuries to the fire alarm telegraph and fire apparatus and property of said city, and for the unlawful making, use, or possession of keys to the alarm boxes connected with said telegraph; and the penalty for violating the provisions of any ordinance passed in pursuance hereof, may be a fine not exceeding five hundred dollars, or imprisonment in the county jail not exceeding three months, or such fine and imprisonment both. The city police court shall have jurisdiction of all cases arising hereunder; *provided,* an appeal shall be allowed to the superior court, as in other cases.

1889. 10 S. L. 1059. **§ 174. Removal of garbage.** The court of common council of the city of Hartford is hereby authorized and empowered to adopt such ordinances as it may deem expedient respecting the removal of garbage within said city, and to cast the duty of causing and caring for such removal upon such board or officer as it may designate, any law or charter provision now existing notwithstanding.

1866. 6 S. L. 107. **§ 175. Sanitary measures.** The court of common council of the city of Hartford is hereby empowered to adopt such sanitary measures as, in the judgment of said council, may be necessary to protect the health of said city. And for that purpose to cause to be removed from the limits of said city, or from any part thereof, such animals, trades, business, and occupations as are, or may become, injurious to the health of the residents of said city. And to pass such ordinances as may be necessary or proper to carry out the provisions of this section. And all ordinances heretofore passed by said council, for protecting the health of said city, and all rules and regulations established by any sanitary board or committee, in pursuance of such ordinances, and all acts done by such sanitary board or committee, in carrying out such rules and regulations, are hereby ratified and confirmed.

1863. 5 S. L. 535. **§ 176. Appropriations for public celebrations.** The court of common council of the city of Hartford is hereby authorized and empowered, by concurrent vote, to appropriate at its discretion from time to time, sums of money for the purpose of defraying the expenses of public celebrations and receptions within said city; said sums of money so appropriated not to exceed the amount of five hundred dollars for any one public celebration or reception.

1867. 6 S. L. 317. **§ 177. Appropriations for navigation of the Connecticut river.** The city of Hartford is hereby authorized to expend a sum not exceeding five thousand dollars annually, in improving the navigation of the Connecticut river: *provided*, the same be voted and authorized by a majority of the board of aldermen and common council of said city.

§ 178. Appropriations for Wadsworth Athenaeum. The city of Hartford is hereby authorized and empowered to appropriate, by concurrent vote of the court of common council of said city, and pay over to the Wadsworth Athenæum annually, a sum not exceeding one-half of one mill upon the grand list of said city last made and perfected, for the purpose of supporting and maintaining a free public library and art gallery, with their appurtenances, and of furnishing needed accommodations therefor. 1893. 11 S. L. 762.

§ 179. Rewards for conviction of criminals. The court of common council of the city of Hartford may offer suitable rewards for the apprehension and conviction of such person or persons as shall have committed, or shall commit, crimes within the limits of said city. 1876. 8 S. L. 16.

§ 180. Appropriations not to exceed estimates except upon two-thirds vote. It shall be the duty of the court of common council of the city of Hartford at their last meeting in each fiscal year, to make an estimate of the sums necessary to defray the expenses of the several departments of said city for the ensuing year, and the court of common council of said city for the year ensuing shall not make any appropriation or authorize the expenditure of any sum in excess of the estimates made as aforesaid, excepting upon a two-thirds vote of said court of common council; nor shall any of the departments of said city expend any sum in excess of said estimates, except the same be authorized by a two-thirds vote of said court of common council. 1879. 8 S. L. 264.

§ 181. Publication of ordinances. No ordinance passed by the court of common council shall take effect until ten days from the passage of said ordinance, nor until it has been published twice in two or more daily papers issued within the city of Hartford, and the clerk of said city shall cause every ordinance passed by the said court of common council to be published without unreasonable delay, and a certificate of the city clerk upon the record of such ordinance that the same has been so published shall be *prima facie* evidence thereof in any suit or proceeding, and no ordinance shall be valid if repugnant to the laws of the state. 1859. 5 S. L. 324. 1860. 5 S. L. 340.

1872.
7 S. L. 276.

§ 182. Power to revise and alter ordinances. The court of common council of the city of Hartford may from time to time revise the ordinances of said city, combining therein existing ordinances, and making such alteration as they may deem necessary, which revision, so made, shall be legal and valid, without the publication now required to be made of new ordinances.

CHAPTER 14.

CITY COURT.

§ 183. Jurisdiction and powers. A city court of said city shall continue to be holden in said city on the first Monday of each month, and to have power to adjourn from time to time; and shall continue to have cognizance of the cases of which it now has jurisdiction by virtue of the original charter of said city and of subsequent amendments thereof; and its jurisdiction is hereby declared to embrace all cases either at law or in equity whenever the cause of action shall arise or have arisen within the limits of said city, or concerns land within said limits, and one or both parties live within the same, and any suit or action that may be commenced in favor of any bank, located in said city, upon any writing obligatory, payable by the terms of it at said bank or indorsed to said bank. Said city court shall continue to have power to proceed to try, decide and enforce judgment and execution, in cases within its jurisdiction in the same manner as the superior court; and its executions shall be served and returned in the same manner as superior court executions. 1859. 5 S. L. 324.

§ 184. Idem. The city court of the city of Hartford shall have exclusive jurisdiction of all civil cases now cognizable by justices of the peace for the town of Hartford; but this section shall not affect actions before justices of the peace in said town on the first Monday of June, 1905. 1905. 14 S. L. 600.

§ 185. Recorder; clerk's authority. Said court shall continue to be composed of a recorder who shall be judge. And said court shall appoint and swear a clerk of such court who shall be sworn to a faithful discharge of his duties, and shall give bonds therefor, if required to do so by the by-laws or ordinances of said city, and the said clerk shall have in matters pertaining to said court, the same authority as clerks of the superior court. 1859. 5 S. L. 325. 1872. 7 S. L. 276.

§ 186. Term of office and salary of recorder. The recorder of said court shall be appointed by the general assembly, 1905. 14 S. L. 601.

and shall hold office for two years from the first Monday of June next following his appointment, and until his successor is duly appointed and qualified, and shall receive a salary, which shall be paid by said city, the amount of which shall be established by the court of common council of said city; but the amount of said salary shall not be less than two thousand dollars per annum.

1869. 7 S. L. 867.

§ 187. Justice of the peace may act as judge. Whenever, by reason of sickness, interest, disqualification, absence, or from any other cause, the recorder of said city court shall be rendered unable or disqualified to act as judge therein, said recorder may designate some one justice of the peace resident within the city of Hartford to act as judge thereof, and such justice of the peace, so appointed and entered upon the record, shall, for the time of such disqualification, sickness, interest, absence, or other cause, have all the powers vested in the recorder of said city court by law, except in case of a vacancy in said office.

1905. 14 S. L. 602.

§ 188. Compensation of acting judge. Any justice of the peace designated by the recorder of the city court to act as judge thereof shall be paid five dollars for each day, or part thereof, during which he holds a session of said court; but all sums so paid to any justice or justices of the peace in excess of two hundred dollars in any year shall be deducted from the amount to be paid to said recorder as his salary.

Idem.

§ 189. Certificate concerning acting judge: Clerk's salary. Whenever any justice of the peace shall act as judge of said court, the clerk thereof shall forthwith certify such fact to the controller of the city. The clerk of said court shall receive a salary which shall be paid by said city, and the amount of which shall be established by the court of common council of said city; but the amount of said salary shall not be less than six hundred dollars per annum.

1905. 14 S. L. 601.

§ 190. Taxable costs and fees. Taxable costs in the city court and the fees of the clerk of said court shall be the same as are provided by the general statutes for the superior court, except in cases at law wherein the damages claimed do not exceed two hundred dollars, and in all other cases at law in said court wherein the damages allowed do not exceed one hundred dollars;

in such cases the prevailing party shall receive, by way of indemnity for all proceedings, one dollar, and the fees of the clerk shall be as follows: entry fee, one dollar, judgment fee, two dollars; judgment file, one dollar; executions, twenty-five cents.

§ 191. Costs and fees to be paid into city treasury. Idem. All costs and fees taxed and allowed in said court shall be paid into the treasury of said city, the clerk of said court accounting for and paying over the same quarterly on the first business day of the months of March, June, September, and December during each year.

§ 192. Service and return of process. 1859. 5 S. L. 326. When the defendant who is sued to said city court at law or in equity lives within the limits of said city, the writ shall be served upon him at least six days before the sitting of the court to which the same is returnable; but if the defendant lives without the limits of the city, the writ shall be served at least twelve days before the sitting of the court; and all writs returnable to the city court shall be returned to said court before the first opening thereof.

§ 193. Idem. 1905. 14 S. L. 601. In all actions at law where the matter in demand does not exceed one hundred dollars, the general statutes relating to the service and return of process before justices of the peace shall apply to the service and return of such process before said city court.

§ 194. Punishment of sheriff for neglect to serve writ. 1859. 5 S. L. 326. In case any sheriff, deputy sheriff, or constable shall not serve a writ directed to and received by him, that is returnable to the city court, or shall neglect to make return of said writ, or shall make a false return thereof, and a suit for such default be brought against him to such city court, by the person, his executor or administrator, in whose favor the suit issued, and the defendant be found in default, the court, over and above awarding just damages to the party, shall, on said suit, set a suitable fine upon the defendant, according to the nature of the case, and may issue execution for the same, which fine shall be to the treasury of the city.

§ 195. Procedure. 1905. 14 S. L. 601. Said court shall establish its own rules of procedure.

1905. 14 S. L. 1056

§ 196. Jurors. That clerk of the superior court for Hartford county, shall, annually, on or before the fifteenth day of August, transmit to the clerk of the city court of the city of Hartford a list of the persons constituted jurors of said town of Hartford for one year from the first day of the following September; and slips containing the names of such jurors shall be placed by the clerk of said city court of the city of Hartford in a box to be kept by him for that purpose.

Idem.

§ 197. Jury; how summoned. Said city court of the city of Hartford may cause a jury to be summoned at such times as it may see fit. Whenever the clerk of said city court shall issue a warrant commanding the city marshal, or his deputy, or any proper officer, to summon a jury to appear before said court, the officer serving the same shall, in the presence of the clerk and the recorder of said court, draw from said box such number of names as his warrant requires, and no more, without knowing in any manner any name so drawn before drawing the same; and the persons whose names shall have been thus drawn shall be summoned to appear before the court, at the time in the warrant named, to serve as jurors; and in case a complete panel shall not attend, or for any reason there shall be a deficiency of jurors for the trial of any cause, such officer shall supply the deficiency by drawing, in the presence of the court, other names from said box and summoning such persons to attend and serve, or by summoning a sufficient number of talesmen, as the court may direct, until the panel shall be complete. And the names of such jurors as do not attend, or are challenged or excused, shall be returned into the box and shall be liable to be drawn again. The name of each juror who attends court and serves shall, in like manner as aforesaid, be put into another box which said clerk shall provide for that purpose, and may be drawn again in case, for any reason, there is a deficiency in the other box to complete the panels for that year for which they are chosen to serve.

Idem.

§ 198. Compensation of jurors. Every juror in said city court of the city of Hartford shall receive for his services as such juror, in actions of summary process and in actions at law where

the matter in demand shall not exceed one hundred dollars, one dollar a day, and travel as allowed to jurors in the superior court; in all other cases such juror shall receive for his services two dollars and fifty cents a day, and travel as allowed to jurors in the superior court.

§ 199. Jury of six; jury docket; jury fee. Whenever any action at law is pending before said court, in which the matter in demand exceeds twenty dollars in amount or value, and does not exceed one hundred dollars, a jury of six shall be summoned, from the duly sworn jurors of said city, to try the same, on motion of either party made within such time as the rules of said court shall prescribe; *provided,* that the party moving for a jury shall enter into a recognizance with surety to the adverse party, in such sum as the court shall order, conditioned for the payment of all costs in case final judgment is rendered against him; and provided further, that actions at law in which the matter in demand does not exceed one hundred dollars, excepting actions of summary process, shall be tried by a jury of twelve upon request of either party, and the general statutes relating to the entry of cases in city courts upon the jury docket shall apply to such actions, but no such action shall be entered upon the jury docket until the jury fee has been paid to the clerk of said court by the party making such request. The jury fee in said court shall be the same as in the superior court except that, in actions in which the matter in demand does not exceed one hundred dollars, the jury fee shall be twelve dollars, unless such action is tried before a jury of six, in which case the jury fee shall be three dollars. 1905. 14 S. L. 601.

§ 200. Motions in error and for new trial. The city court of the city of Hartford, and the judge thereof, shall have the same powers to grant motions in error and for new trials, and grant bills of exceptions in all cases hereafter arising therein and now pending, with all the rights and powers incident thereto, as is now given by law to the superior court and the judges thereof in similar cases. 1874. 7 S. L. 366.

§ 201. Motions in error and for new trial may be joined. Motions in error and for new trial in said city court may be joined and allowed at the same time, as is now provided in the superior Idem.

court; and all motions in error or for a new trial heretofore granted by said court, or now pending therein, or which shall hereafter be granted, shall be taken to the next regular term of the supreme court of errors in said district.

Idem.

§ 202. Reservation of questions of law. Said city court may reserve questions of law arising therein, and in cases now pending, for the advice of the supreme court of errors at its next regular term in the first judicial district, in the same manner as now provided by law in the superior court, and said city court shall conform to the advice of the supreme court in the judgment, decree, or decision made or rendered in such cases.

1905.
14 S. L. 602.

§ 203. Appeal. Any party aggrieved by a final judgment or decree of said court in any cause in which the matter in demand exceeds five hundred dollars, may appeal therefrom to the superior court to be held at Hartford, upon giving such bond as said city court may order. Upon the allowance of such appeal, the clerk of said city court shall make a true and attested copy of the record in said cause for the appellant.

CHAPTER 15.

CITY POLICE COURT.

§ 204. Judge; appointment; term of. There shall be a city police court established and holden within and for said city, the judge of which shall be appointed by the general assembly to hold office for two years from and after the first day of July next following his appointment, and until his successor shall be appointed and sworn.

1859. 5 S. L. 337.
1871. Public Laws 523.
Constitutional Amendment Art. XX. Gen. Stats. § 49.

§ 205. Associate judge. The general assembly shall choose an associate judge of the police court of said city who shall hold his office for the term of two years from the first day of July of the year of his appointment and until his successor shall be appointed and qualified. The associate judge shall perform the duties and be vested with all the powers and functions of the judge of said court whenever there shall be a vacancy in the office of said judge and in case of his absence or disability. The associate judge shall be paid for actual service at the same rate as the judge of said court.

1872. 7 S. L. 434. Cons. Amend. Art. XX. 1907 S. L.

§ 206. Substitute; justice of the peace. In case the judge [and associate judge] of the police court of the city of Hartford shall at any time be disqualified or unable to act in any cause, or in any case that the duties of the office shall be too great for [them] reasonably to perform, [the judge] may designate and request any justice of the peace resident within the city of Hartford to act as his substitute, and such justice while acting under such request shall have the same powers as such judge would have had in like causes.

1860. 5 S. L. 368.

§ 207. Jurisdiction of court and judge. The judge of the police court of the city of Hartford shall have and exercise the jurisdiction and powers relative to and over criminal cases (including cases where sureties of the person and good behavior are required), arising within the corporate limits of the city and on the Con-

1859. 5 S. L. 327

necticut river opposite said city, now vested by law in justices of the peace within towns, which jurisdiction and powers shall continue to be exclusive: *provided,* that no magistrate shall be prohibited hereby from issuing warrants for the arrest of offenders, or from exercising jurisdiction in all prosecutions under the act for the suppression of intemperance, or from discharging any ministerial duty or office now by law imposed upon him; but all warrants on account of any offense within the jurisdiction of said police court except under said act, shall require the offender to be brought before the said police court, there to be dealt with according to law.

1859. 5 S. L. 327.

§ 208. Jurisdiction continued; extent of penalty. Said court shall have authority, subject to the provisions of this and of the preceding section, to hear and determine charges for crimes and misdemeanors committed within the limits of the city of Hartford, the punishment of which as prescribed by law does not exceed a fine of two hundred dollars or six months imprisonment in a common jail, workhouse, or city penitentiary, or such fine or imprisonment both, and in all such cases said court may proceed to trial, render final judgment thereon, and grant a warrant for the execution thereof, according to law. But in all cases the person convicted may appeal from the judgment of said police court to the superior court next to be holden in the county of Hartford, except when the conviction shall be for the crimes of profane cursing and swearing and Sabbath breaking; *provided,* that he shall give such bond on appeal as said court shall order, payable to the treasurer of the county of Hartford, conditioned for the appearance of the person so convicted, before the superior court, to answer concerning the offense whereof he stands charged, and to abide the judgment that may be rendered by the court last aforesaid. If the crime charged against the accused shall in any case be of so aggravated a nature as to require a greater punishment than is above specified, the accused shall be by said police court bound over to the next superior court having cognizance of such offense, in the same manner as is provided in cases of binding over by justices of the peace.

§ 209. Jurisdiction continued; Charter Oak Park. The police court of the city of Hartford shall have jurisdiction over all crimes, offenses and misdemeanors, that shall be committed in that part of the town of West Hartford, in the county of Hartford, known as Charter Oak Park, in the same manner as said court now has over crimes, offenses and misdemeanors, that are committed within the limits of the city of Hartford. The officers and members of the police force of the city of Hartford shall have the same authority and power to arrest any person or persons, on said premises known as Charter Oak Park, that they now have to make arrests within the limits of the city of Hartford, and all persons so arrested by them shall be brought forthwith before the Hartford city police court, which court shall thereupon proceed to trial and judgment, as in all other similar cases now within its jurisdiction. 1875. 7 S. L. 939.

§ 210. West Hartford justices. Nothing in the foregoing section shall affect the jurisdiction of justices of the peace in said town of West Hartford in any complaint that may be brought before them. 1875. 7 S. L. 939.

§ 211. Cedar Hill cemetery; jurisdiction of police court. The police court of the city of Hartford shall have jurisdiction over all crimes committed upon the grounds of the Cedar Hill Cemetery Association and the breach of the reasonable rules and regulations of said association shall be held to be a breach of the public peace. 1879. 8 S. L. 942.

§ 212. Water board's by-laws and regulations; jurisdiction for violation of. The city police court shall also have jurisdiction over any breach of the by-laws or regulations of the board of water commissioners which have been approved by the court of common council and published in accordance with law, and may punish the offender by a fine of not exceeding thirty dollars or by imprisonment not exceeding thirty days, or by a fine and imprisonment both. 1861. 5 S. L. 457.

§ 213. Complaints, process, service, arrest, etc. Presentments or complaints in any criminal matter cognizable by said police court may be made to the same by the prosecuting attorney or 1859. 5 S. L. 327. 1875. 7 S. L. 917.

corporation counsel of the city of Hartford; and said court shall exercise the same powers in relation to the issuing of process against persons so complained of, and the granting of a summons or capias for witnesses, as are conferred upon justices of the peace by the general statutes of this state. Process issued by, or returnable to said police court, may be served by the sheriff or deputy sheriff of Hartford county, or by the marshal or deputy marshals of said city, or any constable of the town of Hartford, or any policeman or watchman of said city, who shall severally receive therefor the fees now prescribed by law for like services by constables of towns. Whenever information shall be given to the judge of the city police court of the city of Hartford of the commission of any criminal offense within the jurisdiction of said court, said court may inquire into the truth of the same, and issue a warrant or bench warrant for the arrest of the person or persons complained of, and proceed to trial and render judgment concerning such person or persons without any previous presentment by an informing officer.

1859. 5 S. L. 338.

§ 214. Service of process; by whom made, and arrests. It shall be lawful for all officers by law authorized to serve process issued by and returnable to the city police court, and it shall be their duty, to arrest, without previous complaint and warrant, all such persons as are guilty of drunkenness, vagrancy, disorderly conduct, breaches of the peace, and common assaults, and other offenses, when such offenses shall be committed within the jurisdiction of said court, and such offenders shall be taken and apprehended in the act, or on speedy information of others; and it shall be lawful for said court to proceed to trial and render judgment, without previous complaint and warrant, upon the persons so arrested, in the same manner as if they had been arrested upon process issued by said court.

Idem.

§ 215. Discretion of court as to punishment of certain minor offenses. Whenever any person shall be arraigned before said city police court for drunkenness, vagrancy, disorderly conduct, or breach of the peace, said court may indefinitely suspend the rendition of judgment concerning him, whenever such forbearance

shall seem to the court required by the age of the accused, or the circumstances under which the offense was committed.

§ 216. Adjournment of trials. Before entering upon the trial of any criminal cause, the said police court may adjourn the hearing or trial thereof from time to time, not exceeding fifteen days, unless said court, upon good cause shown, may deem a longer time necessary for the purpose of procuring material testimony, which time shall not exceed ninety days. Idem.

§ 217. Fees and costs. Said police court is hereby required to charge and tax, for the use of the city of Hartford, in any criminal proceedings, such clerk fees as are allowed by law to the clerks of the city court, and also one dollar for the trial of each cause, and one dollar duty on each appeal; and the fee of the prosecuting officer, who shall make any complaint or presentment, shall be the same as those provided by law for grand jurors of towns, and payable from the city treasury; and all such fees of the prosecuting officer shall be taxed and received by the clerk in favor of the city of Hartford. Said police court may establish rules of practice concerning the reduction or disallowance of fees now taxable by said court in cases where the negligence of any ministerial or informing officer, or the discharge of the accused for want of evidence, or the insufficiency of service rendered, or other circumstances, shall render such reduction or disallowance expedient in the view of the said court in the exercise of its sound discretion. Idem.

All moneys collected by the clerks of the police court and city court shall be paid into the city treasury; all fines paid after commitment shall be received by the keeper of the jail, workhouse, or penitentiary where the offender shall be confined, and by such keeper paid to the city treasurer within thirty days after the receipt thereof.

§ 218. Committals to reform school, penitentiary, etc. It shall be lawful for said police court, at its discretion, to order any person brought before said court on any criminal presentment, to be committed to any reform school or other institution now or 1859. 5 S. L. 329.

hereafter to be established within this state for juvenile offenders; and the proper officer of such institution shall receive and keep such persons, according to the rules and discipline of the same. It shall be lawful for the city of Hartford to authorize and establish a city penitentiary, for the confinement of persons sentenced to be committed by said police court; the rules, regulations, and discipline of which said city penitentiary, when erected, may be ordered and established in and by any city ordinances relating thereto, which shall thereafter be enacted in due form of law.

1859. 5 S. L. 327. **§ 219. Clerk, appointment and duties.** Said court shall have and appoint a clerk, who shall keep a record of the same and certify its proceedings, whose duties, compensation, bond (including his duties relative to the appointment of prosecuting officers) shall be regulated by city ordinance.

1907. S. L. **§ 220. Assistant clerk.** The court of common council of the city of Hartford is hereby authorized to provide by ordinance for the election, qualification, and pay of an assistant clerk of the city police court.

1875. 7 S. L. 917. **§ 221. Prosecuting attorney, appointment of.** The judge of the police court of the city of Hartford shall appoint a

1901. 13 S. L. 1181. prosecuting attorney for said court. He shall be an attorney at law of at least three years' practice, and shall be a resident of said city. He shall hold his office for the term of two years from the first Monday of the April in which he shall be appointed, and until his successor is appointed and qualified. Any vacancy in said office of prosecuting attorney of said city which may occur on or after the first Monday of June, 1901, shall be filled by appointment by the judge of the police court of said city within ten days after the occurrence of such vacancy by filing notice with the city clerk, as in the case of original appointments.

1875. 7 S. L. 917. **§ 222. Prosecuting attorney, powers of.** Said prosecuting attorney shall have all the powers of a grand juror in presenting and prosecuting complaints and informations before the police court of said city; and it shall be his duty to prosecute before said court,

all crimes and misdemeanors and violation of city ordinances, committed within the limits of said city, and of which said court has jurisdiction; he shall be duly sworn to the faithful discharge of his duty, and shall receive such compensation as the court of common council shall by ordinance direct. The powers of grand jurors of the town of Hartford, within the limits of the city of Hartford, shall after the first Monday of October, A. D. 1875, cease.

§ 223. Special prosecuting attorney, appointment of. Idem. 1884. 9 S. L. 979, 980. Whenever said prosecuting attorney shall be absent from the city of Hartford, or unable or disqualified to act in any case before said police court, said court shall appoint a special attorney to act during such absence, disability, or disqualification, who shall receive for his services one-half of the fees now provided by law for grand jurors for like services.

§ 224. Fees of prosecutor taxable as costs. Idem. The same fees shall be taxed by said police court for the services of said prosecuting attorney as are by law taxable for the services of grand jurors, and the same, when collected by the clerk of said court, shall be by him paid or accounted for to the treasurer of the city of Hartford.

§ 225. Form of complaint to police court. 1867. 6 S. L. 313. Whenever any complaint shall be brought to the city police court of the city of Hartford, under authority of the charter of said city, for any act made an offense by said charter and the amendments thereto, or by the ordinances of said city passed in pursuance thereof, and cognizable by said court, a form substantially like the following form may be used and shall be sufficient:

To the Honorable City Police Court for the City of Hartford, comes A. B., prosecuting attorney of said city, and, on his oath of office, complaint and information makes, that since the incorporation of said city, to wit, on the day of A. D. 19 , and within the limits of said city, of the town of , in the county of , with force and arms, (set forth the act complained of), against the peace, contrary to the ordinance (or

order as the case may be), of said city in such case provided, and contrary to the form of the statute in such case provided; therefore, the said prosecuting attorney prays process, and that the said may be arrested, held to answer to this complaint, and be thereon dealt with according to law.

Dated at said Hartford this day of A. D.

A.B., Prosecuting Attorney.

Nothing in this section shall be construed as prohibiting the use of other forms in reference to the same matters, or as invalidating any other forms.

1862. 5 S. L. 481.

§ 226. Violation of ordinances; how punished. The violation of any ordinance or by-law of the city of Hartford made or to be made relative to the speed of animals, vehicles, and cars; for protecting and preserving trees and other ornaments of public places; for protecting the state-house yard in said city; for restraining cruelty to animals, and inhuman sports; for prohibiting, restraining, licensing, and regulating all sports, exhibitions, public amusements, and performances, and billiard and bowling saloons; for regulating or prohibiting swimming or bathing in public or exposed places within said city; for preventing and punishing trespasses in gardens, cemeteries, and enclosures, and public buildings; for protecting said city from exposure to fire, regulating the mode of building or altering buildings within said city or any part thereof, and the mode of using any building therein; for prohibiting and regulating the bringing in, carrying out or through, or storing gunpowder; for regulating the location of stationary steam boilers, barns, and outhouses, sinks and drains in said city; for preventing illegal practices with dead bodies in medical institutions, or elsewhere, in said city, shall be a misdemeanor; and may be prosecuted as such before the city police court, like other offenses; which court may inflict therefor the penalty named in such ordinance or by-law, and enforce the same in the same manner as other judgments of said city police court are enforced.

1903. 14 S. L. 89.

§ 227. Bonds for appearance. In case of the arrest of any person upon a criminal charge not punishable by imprisonment

in the state prison, the chief, captain, or lieutenant of police, or officer in charge of the police station of Hartford, may take the bond of the accused to the city of Hartford, with sufficient surety for his appearance before the city police court of said city at its next session, to abide the order of the court.

CHAPTER 16.

Miscellaneous.

1897. S. L. 1029. **§ 228. Firemen's relief fund; sources.** That there shall be in the city of Hartford a fund known and called The Firemen's Relief Fund, which shall consist of moneys received from the following sources, to wit: First. All bequests or donations to the department from private or public sources for the purposes for which this fund is constituted. Second. Monthly assessments on the salaries of the members of the department, not exceeding two per centum per annum thereof, as the trustees of relief fund shall from time to time determine; provided the assessment upon permanent men shall not exceed one half the rate of assessment made upon the call men. Third. Five per centum of all fees collected on account of licenses issued to sell spirituous or intoxicating liquors within the limits of the town of Hartford, and such sums as the court of common council may see fit to appropriate from time to time.

1907. S. L. 582. **§ 229. Trustees of fund.** Said relief fund shall be under the general charge of three fire commissioners to be elected annually by the board of fire commissioners, the treasurer of the city of Hartford, and three firemen in the active service of the Hartford fire department who shall be elected annually by the majority vote of the entire department who shall be a board of trustees for this purpose and shall have discretionary power to make and change investments. Said board of trustees shall choose annually from their number a president and secretary who shall be, respectively, the president and secretary of said board; and the treasurer of the city of Hartford shall be, by virtue of his office, the treasurer of said board. All orders drawn against said relief fund shall be signed by the president and countersigned by the secretary of said board.

1897. 12 S. L. 1029. **§ 230. Beneficiaries of fund.** From this relief fund said board of trustees by a majority vote may appropriate and cause to be

paid such sums and at such times as they may deem advisable, to the following persons and for the following purposes: First: Any member of said department who shall be permanently disabled for the performance of ordinary duty, as the result of injury received or exposure endured in the performance of duty, upon such medical examination as said board of trustees may prescribe. Second. Any member who, after twenty years of meritorious service, shall have been retired from ordinary duty or detailed for some special duty, or, if a call man of said department, shall be entitled when retired to a yearly amount not to exceed the yearly amount he received in service before retirement, and if a permanent fireman he shall be entitled to a yearly amount not exceeding one-half the regular yearly compensation received in service before retirement.

§ 231. Secretary; neglect to pay assessments; rules. Idem. The secretary of the board of trustees shall record all proceedings and votes taken by said trustees in reference to said fund and said payments, stating the name and vote of each member of said board of trustees on any matter relating thereto. An itemized report of the condition of said relief fund and of all receipts and disbursements in connection therewith shall be submitted by said board of trustees to the court of common council, in the month of March in each year.

Any person who shall neglect or refuse to pay whatever assessments may be laid shall not be entitled to any benefits from this fund.

The board of trustees shall have power to make all rules and regulations necessary to carry the foregoing into effect.

§ 232. Veteran reserve and police officers. In addition 1901. 13 S. L. 1186. to the supernumerary and regular police force of the city of Hartford there shall be an honorary grade, known as the veteran reserve, to which the board of police commissioners of said city of Hartford may, at its discretion, transfer any member of the regular force, who shall, through age, or physical disabilities incurred in the discharge of perilous duty or in long and faithful service, become permanently disqualified for the more active duties of the regular

grade; and said board of police commissioners may, at its discretion, by the affirmative vote of at least four commissioners, as a reward for conspicuously meritorious service, retire permanently from duty any member of the veteran reserve after twenty years of continuous service in the department, upon the certificate of the surgeon of the department or of a board of surgeons to be designated by said board of police commissioners, showing that said member is permanently disabled, physically or mentally, so as to be unfit for any police duty; provided, that such surgeon or board of surgeons shall further certify that in his or its opinion said disability is due to injury received or exposure endured in the performance of duty in said department; and such member so retired shall be entitled to receive from the policemen's relief fund of the department, during his lifetime, unless said vote is annulled by a unanimous vote of said commissioners, an annual sum, payable monthly, not exceeding one-half, nor less than one-third, of his previous compensation per annum.

Idem.

§ 233. Retirements into veteran reserve. Said board of police commissioners shall permanently retire from duty any member of the veteran reserve upon his written request, provided, such member has served thirty years of continuous duty in the department and shall, through age or physical disabilities incurred in the discharge of perilous duty, or in long and faithful service, become permanently disqualified for the more active duties of the regular grade, and provided that the surgeon of the department, or a board of surgeons to be designated by said board of police commissioners, shall certify that in his or its opinion said disability is due to injury received or exposure endured in the performance of duty in said department; and such member so retired shall be entitled to receive from the policemen's relief fund of the department during his lifetime, an annual sum, payable monthly, equal to one-half of his previous compensation per annum.

1899.
13 S.L. 10.

§ 234. Exemption veteran volunteer firemen's house. The house occupied by the Veteran Volunteer Firemen's Association of Hartford, known as No. 27 Arch Street in said city, shall

hereafter be free from taxation so long as said property is occupied by said association.

§ 235. May re-plot Mount Pleasant Addition to Zion Hill Cemetery. That the City of Hartford be and it is hereby authorized to re-plot and lay out anew in such manner as the common council of said city shall direct so much of the Mount Pleasant Addition to Zion Hill Cemetery in said city as now or hereafter from time to time may become the property of said city. 1903. 14 S. L. 178.

§ 236. References to resolutions of the General Assembly not printed here in full.

Concerning the acquisition of lands by the City for capitol and capitol grounds. 1871. 7 S. L. 946.

Confirming and re-enacting certain resolutions in reference to the charter of the city of Hartford and validating ordinances and votes passed thereunder. 1866. 6 S. L. 441.

Validating vote of Hartford April 6, 1903, for free text books in high school taken on United States voting machine, and also vote at same election ordering the construction of a relief sewer in the southern part of the city from Franklin Avenue easterly across Wethersfield Avenue, also taken on said machines. 1903. P. A. 192.

Validating issue of certain marriage licenses and burial permits issued by the clerk of board of health commissioners and deputy registrar of vital statistics in Hartford. 1897. 12 S. L. 838.

Validating town vote October 26, 1885, appropriating $87,000 for almshouse and other buildings. 1886. 10 S. L. 200.

Validating town vote February 19, 1884, appropriating $30,000 for high school building. 1884. 9 S. L. 943.

Validating town votes November 25, 1881, and February 6, 1882, appropriating $60,000 for soldiers and sailors monument and $200,000 for high school building. 1882. 9 S. L. 421.

Authorizing the common council to make 1866 map authoritative. 1869. P. A. p. 311.

Extension of Benton Street sewer. 1867. 6 S. L. 318, 803.

CHAPTER 17.

LOANS AND BOND ISSUES OUTSTANDING April 2, 1907.

1893. 11 S. L. 157.	Reservoir Construction Bonds. Gold—Coupon.	
	Issued August 1, 1893. Redeemable after July 1, 1908. Mature July 1, 1918.	
	Interest, 4 per cent. Payable January and July, .	$200,000.00
1893. 11 S. L. 157.	Consolidated Water Bonds. Gold—Coupon.	
	Issued October 2, 1893. Mature July 1, 1918.	
	Interest, 4 per cent. Payable January and July, . .	475,000.00
	WATER DEBT, ...	$675,000.00
1889. 10 S. L. 901.	Consolidated Town Bonds. Coupon.	
	Issued July 1, 1889. Mature July 1, 1909.	
	Interest, 3 per cent. Payable January and July, . .	$750,000.00
1893. 11 S. L. 156.	Funding Bonds. Gold—Coupon.	
	Issued October 2, 1893. Mature July 1, 1918.	
	Interest, 4 per cent. Payable January and July, . .	290,000.00
1893. 11 S. L. 429.	Public Improvement Bonds. Gold—Registered.	
	Issued January 1, 1897. Mature January 1, 1922.	
	Interest, 3½ per cent. Payable January and July, .	250,000.00
1895. 12 S. L. 396.	Refunding Capitol Bonds. Gold—Registered.	
	Issued January 1, 1897. Mature January 1, 1922.	
	Interest, 3½ per cent. Payable January and July, .	800,000.00
1897. 12 S. L. 775.	Refunding Town Bonds. Gold—Registered.	
	Issued May 1, 1897. Mature May 1, 1922.	
	Interest, 3½ per cent. Payable May and November, .	270,000.00
1898. 11 S. L. 428.	Police Department Bonds. Gold—Registered.	
	Issued January 1, 1898. Mature January 1, 1923.	
	Interest, 3½ per cent. Payable January and July, .	75,000.00
1895. 12 S. L. 70.	Park Improvement Bonds. Gold—Coupon.	
	Issued January 1, 1896. Mature January 1, 1926.	
	Interest, 3½ per cent. Payable January and July, .	150,000.00
	Park Improvement Bonds. Gold—Coupon.	
	Issued January 1, 1898. Mature January 1, 1926.	
	Interest, 3½ per cent. Payable January and July, .	150,000.00
1895. 12 S. L. 618.	Paving Bonds. Gold—Registered.	
	Issued January 1, 1898. Mature January 1, 1938.	
	Interest, 3½ per cent. Payable January and July, .	100,000.00
	Paving Bonds. Gold—Registered.	
	Issued January 1, 1900. Mature January 1, 1938.	
	Interest, 3½ per cent. Payable January and July; .	100,000.00

Additional Paving Bonds. Gold — Registered.		1899. 13 S. L. 307.
Issued January 1, 1900. Mature January 1, 1930		
Interest, 3½ per cent. Payable January and July, .	20,000.00	
High School and Bridge Bonds. Gold—Registered.		1895. 12 S. L. 396.
Issued January 1, 1898. Mature January 1, 1938.		
Interest, 3½ per cent. Payable January and July, .	$200,000.00	
Connecticut River Bridge Bonds. Gold—Coupon.		1903. 14 S. L. 388.
Issued August 1, 1904. Mature July 1, 1954.		
Interest, 3½ per cent. Payable January and July, .	1,000,000.00	
Connecticut River Bridge Bonds. Gold — Coupon.		1905. 14 S. L. 522.
Issued June 1, 1905. Mature June 1, 1955.		
Interest, 3½ per cent. Payable June and December, .	1,000,000.00	
BONDED DEBT, .	$5,830,000.00	
Town Note, Demand, "Town Deposit Fund," 6 per cent., . .	23,481.00	1903. 14 S. L. 387.
City Note, Due October 1, 1909, ...		
"Permanent Improvement Debt," 3½ per cent., ...	205,973.00	
TOTAL DEBT, ...	$6,059,454.00	
Less Sinking Fund, . . .	1,039,740.00	
	$5,019,714.00	
Less Water Debt, . . .	675,000.00	
NET DEBT, ...	$4,344,714.00	

Cash held in reserve by the Board of Water Commissioners for redemption of Water Bonds, ... $404,702.00

ORDINANCES

ORDINANCES

OF THE

CITY OF HARTFORD.

Revision of October, 1907.

CHAPTER I.

CITY AND COUNCIL MEETINGS.

§ 1. City meetings. City meetings for the election of city officers or for any other purpose shall be warned in accordance with the provisions of the charter, and shall be held and proceeded with so far as may be in the same manner and in the same places as electors' meetings. Rev. 1896. Chap. 1. §1.

§ 2. Ward meetings. Annual ward meetings for the election of city and ward officers shall hereafter be held in the several wards of said city, simultaneously in all the wards on the first Tuesday of April in each year, and shall be warned in the manner hereinafter provided, without any previous order of the court of common council. Rev. 1896. Chap. I. §2. Charter §10.

§ 3. Places. Polls open when. City and ward meetings shall be held at such places, in the respective wards, as the mayor, or other officer, acting in place of the mayor, shall, in his warrant warning the same, designate, and the polls shall be opened at six o'clock in the forenoon, and remain open until five o'clock in the afternoon of said day, and no longer, at each of said meetings. Rev. 1896. Chap. I, §3.

March 28, 1905.

§ 4. Two voting districts in Seventh Ward. Election officers. From and after the first Tuesday of April, 1905, the Seventh Ward of the City of Hartford as now established shall be divided into two voting districts, to be known as the First and Second Voting Districts respectively and bounded as described below. All electors residing within said first voting district shall vote at future elections held within and for said ward at such voting place established within said district as the mayor, or other officer, acting in the place of the mayor, shall in his warrant warning the same, designate; all electors residing in said ward within the limits of said second voting district shall vote at all elections hereafter held within and for said ward at such voting place established within said district as the mayor, or other officer, acting in the place of the mayor, shall in his warrant warning the same, designate.

A moderator and other election officers shall be appointed as in other wards, but the moderator of the Second Voting District shall make his returns to the moderator of the First Voting District, who shall combine the two reports and make declaration as of one ward.

FIRST OR NORTH DISTRICT.

Beginning at a point on Main street opposite the center of Charter Oak street; thence easterly through the center of Charter Oak street to the Connecticut river; thence southerly by the Connecticut river to a point opposite the center of Wawarme avenue; thence westerly through the center of Wawarme avenue to the center of Wethersfield avenue; thence northerly through the center of Wethersfield avenue to the center of Annawan street; thence westerly through the center of Annawan street to Franklin avenue; thence southerly through the center of Franklin avenue to the center of Pawtucket street; thence westerly through the center of Pawtucket street to Maple avenue; thence southerly through

the center of Maple avenue to the southern boundary line of the Retreat for the Insane; thence westerly along said boundary line to the center of Washington street; thence northerly through the center of Washington street to the center of Park street; thence easterly through the center of Park street to the center of Main street; thence northerly along the center of Main street to the place of beginning.

SECOND OR SOUTH DISTRICT.

Beginning at the point on Washington street opposite the southern boundary line of the Retreat grounds; thence southerly through the center of Washington street to the center of Webster street; thence southerly through the center of Webster street to the center of Maple avenue; thence southerly through the center of Maple avenue to the southern boundary line of the city; thence easterly by said southern boundary line of the city to the Connecticut river; thence northerly along said Connecticut river to a point opposite the center of Wawarme avenue; thence westerly through the center of Wawarme avenue to the center of Wethersfield avenue; thence northerly through the center of Wethersfield avenue to the center of Annawan street; thence westerly through the center of Annawan street to the center of Franklin avenue; thence southerly through the center of Franklin avenue to the center of Pawtucket street; thence westerly through the center of Pawtucket street to the center of Maple avenue; thence southerly through the center of Maple avenue to the point opposite the southern boundary line of the Retreat for the Insane; thence westerly by said boundary line of the Retreat for the Insane to the place of beginning.*

§ 5. Moderator to preserve order at meetings. The moderator at all city and ward meetings shall have full power and authority to preserve order at said meetings, and for that

Rev. 1898. Chap. I. §6.

*For provisions concerning election officers see Gen. St. §1641 ff.

purpose he may call to his aid any police officer, and may also command the assistance of any citizen or citizens who may be present. The said moderator, if he shall deem it expedient, may cause any person disturbing any such meeting to be taken into custody and restrained until the adjournment thereof.

Rev. 1898. Chap. I, §7.

§ 6. Disorderly conduct. Penalty. Any person or persons who shall, by any disorderly conduct, disturb any such city or ward meeting, or shall abuse or interrupt the moderator of such meeting while in the discharge of his duties, shall, upon conviction thereof, be fined not less than one dollar nor more than five dollars for each and every offense.

Rev. 1898. Chap. I, §8.

§ 7. Illegal voting. Penalty. If any person not a legally qualified voter shall vote at any city or ward meeting, or if any legal voter shall vote in more than one ward, or give in more than one ballot at any such meeting, such person so voting, or such legal voter, so voting in more than one ward, or depositing more than one ballot, shall, on conviction, be fined not less than twenty-five, nor more than fifty dollars.

Rev. 1898. Chap. I, §12.

§ 8. Appointment and duties of clerk of ward. The moderator in each ward shall appoint a clerk of such ward, whose duty it shall be, within twenty-four hours after the close of any ward meeting, to deliver to each person, who appears by the certificate of the counters of the ward to have been elected as alderman or common councilman of such ward, or to leave at his usual place of abode, a certificate of such election signed by such clerk, which certificate shall be presumptive evidence of such election, and shall entitle such person to a seat in the court of common council; *provided, however,* that the court of common council shall have authority to decide ultimately all questions relative to the qualifications, elections, and returns of its members, but no member shall vote upon any question relative to his own right to a seat in the council.

Rev. 1898. Chap. I, §13.

§ 9. Common Council as board of canvassers. The mayor, aldermen, and common councilmen, last chosen, shall

constitute a board of canvassers of all city and ward elections. A majority of the members of said boards shall constitute a quorum, and the mayor shall be the presiding officer, or in his absence a presiding officer shall be chosen by the board. Said board shall meet together within two days after any such election, and compare all the returns of votes, and ascertain what officers, whether city or ward, are duly elected, and shall furnish to each and every person so found to be duly elected to any office, a certificate of his election, certified by the clerk of said city. The mayor, or other presiding officer of the said board of canvassers, shall thereupon, upon the order of said board, issue to the public his proclamation of the election of such persons. In case said board shall find that no person has been duly elected to any or either of said offices, whether ward or city, the mayor, or other presiding officer of the said board of canvassers, shall make public proclamation thereof, and shall issue his warrant for a special election in each of said wards, or either, or so many of said wards as may be necessary to fill such vacancy or vacancies so found, on the Tuesday next succeeding such last city or ward meeting. At any special city or ward meeting the same rules and proceedings, in all respects, shall be observed as are provided for annual city or ward meetings. The court of common council shall by concurrent resolution fill all vacancies in any office that may become vacant by a failure to qualify, or resignation, or death of the incumbent of any town or city office. April 25, 1900.

§ 10. Certain duties of city clerk. The city clerk shall be the clerk of all joint conventions of the court of common council, and also of the board of canvassers, and in his absence a clerk *pro tempore* shall be chosen. The city clerk shall have the custody and care of all the records and papers of the common council board, after final action thereon has been taken by said board; and it shall be the duty of the clerk of said board to deliver the same to said city clerk, who shall give true and attested copies thereof whenever required so to do. Rev. 1898. Chap. I, §14.

Rev. 1898. Chap. I, §15.

§ 11. City meetings, how called. The mayor, or, in case of his absence or disability, the acting president of the board of aldermen, or in the absence of the mayor and of said president, the senior alderman present in the city may, at any time, and when thereunto instructed by order of the court of common council, shall call a city meeting; and may, at any time, and upon the request in writing of any two members of the board of aldermen, and four members of the common council board, shall, without unreasonable delay, call a meeting of the court of common council, by issuing a warrant to the marshal or any deputy marshal of the city, requiring him to notify the electors of the city, or the members of the court of common council, as the case may be, that such meeting will be holden at the time and place in such warrant designated, which warrant, in the case of a city meeting, shall specify the objects thereof, and shall be issued and served at least two days before the day when such meeting is to be holden. Service of said warrant shall be made by causing a true and attested copy thereof to be published in one and only one of the daily morning newspapers published in said city, and in one and only one of the daily evening papers published in said city in accordance with the ordinance relating to city advertising, and by fixing a true and attested copy thereof on the public sign-post in said city. The court of common council, whenever, in its judgment, an emergency requires a city meeting to be called on shorter notice, may, by a suitable vote, prescribe the manner of warning the same. Warrants for city meetings shall be returned before the meeting to the city clerk, with a suitable endorsement of service. All warrants for meetings of the court of common council shall be served by leaving a copy thereof with each member of said court, or at his usual place of abode, and shall be returned with a proper endorsement of service, before said meeting, to the clerk of the board of aldermen; and a certified copy thereof, and of said endorsement, shall, before said meeting, be left with the clerk of the common council board.

October 23, 1900. May 14, 1907.

CHAPTER II.

ELECTION AND DUTIES OF CERTAIN CITY AND TOWN OFFICERS.

§ 12. Joint convention of Common Council for choice of certain officers. A meeting of the entire court of common council shall be holden yearly upon the second Monday after the annual city election, for the choice of such officers as are to be chosen by said court in joint convention. If any vacancy shall occur in any of the offices filled by said court in joint convention, said vacancy may be filled at a meeting of the same especially warned for that purpose. The person chosen to fill such vacancy, when qualified according to law, shall be vested with all the powers and functions pertaining to such office for the full unexpired portion of the term in which the vacancy shall have occurred, and shall be entitled to such part of the salary and emoluments of his office as shall be justly proportioned to the time for which he shall hold the same, and he shall hold his office until the next annual meeting of said board, and until another be chosen and qualified in his place. Rev. 1898. Chap. II, §1.

§ 13. Meeting for choice of other officers. A meeting of the court of common council shall be holden annually within fifteen days after the annual city election, for the choice of such other officers as may be required, to be chosen annually by the court of common council, all of whom shall hold their office for one year, and until successors shall be respectively chosen and qualified. If any vacancy shall occur in any of the offices so filled, said vacancy may be filled at a meeting of the court of common council especially warned for that purpose, and the person chosen to fill a vacancy in any office under the charter or ordinances of the city shall, when qualified according to law, be vested with all the powers and functions pertaining thereto, for the full unexpired portion of the term in which the vacancy Rev. 1898. Chap. II, §2.

shall have occurred, and shall be entitled to such part of the salary and emoluments of his office as shall be justly proportioned to the time for which he shall hold the same.

Rev. 1898. Chap. II, §3.

§ 14. Officers of the Common Council board. There shall be chosen, annually, at the first separate meeting of the common council board after the annual city meeting, a president, vice-president, clerk, and messenger, who shall hold office until their successors are respectively chosen and qualified. The president and vice-president shall be members of said board. The presiding officer of said board shall not vote in any meeting, except when the action of said board shall result in a tie, or when by voting in the negative, his vote shall make a tie, in which latter case such question shall be lost.

Rev. 1898. Chap. II, §4.

§ 15. Duties of clerks. The clerk of each board shall attend the meetings thereof, and duly record the orders and proceedings thereof, and deliver true and attested copies of his records as often as required. The clerk of each board shall note on every vote, resolution, or ordinance of such board, a brief statement of the action of such board thereon; and whenever such proceedings are had thereon as make the action of the other board proper, he shall cause the same to be transmitted as soon as may be to said other board; and whenever the board of which he is clerk, shall have concurred with the other branch of the Court of Common Council in passing any vote, ordinance, or resolution, he shall cause the same to be transmitted as soon as may be to the mayor for his approval.

Rev. 1898. Chap. II, §5.

§ 16. Journals. The clerks of each board of the court of common council of said city shall keep a journal of the doings and proceedings thereof, and after each meeting shall cause the same to be printed in sufficient numbers, and distributed to each member of said court of common council, and to such other officers of said city as they judge best, and within four weeks after the last meeting of said court of common council for the year, they shall cause not more than one hundred and

April 18, 1899.

thirty-five copies of such journal, properly indexed, to be printed and distributed, one to each member of the court of common council for the year during which said journal was kept, and one to each of such other officers, and shall deposit the remainder in the office of the city clerk of said city. Said clerk shall certify under his hand one of said copies to be a true record of the doings and proceedings of said court of common council, and the same shall be the official journal thereof.

§ 17. City clerk, custodian of council records. The city clerk shall be the stated custodian of all votes, resolutions, and ordinances which shall have been made or passed by the court of common council, and shall keep all bills, claims, and vouchers which shall have been allowed by said court, until the same shall have been delivered to the controller; and shall take prompt possession of all documents and vouchers, as soon as the same shall have been finally acted upon by said court. He shall immediately make an orderly arrangement of all city papers, which are to be kept on file in his office. He shall keep an office at such place as he may select, with the approval of the mayor and auditing committee, or at such place as the court of common council shall provide. He may employ a messenger at a salary not exceeding sixty dollars a year. Rev. 1898. Chap. II, §6.

§ 18. Collector. Office hours. The collector of the city of Hartford shall keep his office open between the hours of nine (9) o'clock in the forenoon and four (4) o'clock in the afternoon on all ordinary business days, and he shall be there in attendance for the transaction of all business connected with his office at all reasonable times during said hours. He shall devote his entire time to the service of the city during such hours. Sept. 27, 1905.

§ 19. Collection of school taxes. The collector is hereby authorized to collect and receive the taxes of any school district in the city of Hartford when such district shall have elected the person holding the office of collector of the city of Hartford as collector of taxes for said school district. Sept. 27, 1905.

Sept. 27, 1905.

§ 20. Payments to City Treasurer. He shall pay over to the city treasurer daily before eleven (11) o'clock in the forenoon all city moneys collected by him during the previous business day, and shall take the treasurer's receipt for the same in duplicate, one copy of which he shall file with the controller's office forthwith.

Sept. 27, 1905.

§ 21. School tax fees paid to city. The rate of commission or fees for collecting the taxes of any school district shall be such as shall be approved by the board of finance of the city of Hartford, and all such commissions or fees shall be deducted from said school taxes by the city collected, and by him paid monthly to the city treasurer.

July 9, 1901.

§ 22. Certain committees to keep books. The following joint standing committees of the court of common council, to wit: — The committee on public baths, the committee on cemeteries, the committee on city buildings, and the committee on claims, shall each keep a complete set of books and records, showing all expenditures and receipts and all the votes, business, and transactions of such committees, respectively. All books necessary for the aforesaid purposes shall be furnished by the city clerk, at the expense of the city, and all of such books shall, at the expiration of the council year, be delivered to the city clerk, and by him delivered to the succeeding committees. All of said books and records shall remain the property of the city, and shall be open to public inspection at all reasonable times.

Jan. 26, 1904.

§ 23. City weighers, bonds and appointment. The court of common council shall appoint city weighers, each one of whom shall give bonds with surety in the sum of one hundred dollars, payable to the city. Every resolution for the appointment of a city weigher shall be referred to the sealer of weights and measures, who shall report to said common council as to the fitness of the person to be appointed, unless said resolution shall have already received the approval of said sealer of weights and

measures endorsed thereon, and no certificate shall be issued of the appointment of any person as a city weigher until his bond, as above provided, shall have been approved.

§ 24. All coal to be weighed by city weighers. Penalties. All anthracite or bituminous coal brought to and sold in this city shall be weighed by one of said weighers, who shall give a certificate of the weight of same, signed by him, which shall be delivered to the purchaser at the time of sale. Whenever any coal shall fall short of the weight specified in the certificate, such deficiency shall be paid for on demand by the weigher who gave the same to the purchaser, and said weigher shall be fined ten dollars for each offense. Every person who shall sell any anthracite or bituminous coal without having the same weighed as aforesaid, or shall sell the same without delivering a certificate of the weight thereof to the purchaser at the time of such sale, shall be fined not more than ten dollars for each offense. Jan. 26, 1904.

§ 25. Sealer of weights and measures. Appointments. Duties. Clerk. Biennially, during the month of April of each even year the court of common council shall appoint a sealer of weights and measures to serve for two years from May 1st of said year and until his successor is appointed and qualified. It shall be his duty to inspect, and if found correct, seal all measures, balances, scales, steelyards and weights, or any instrument, machine or article used for weighing or measuring by any person, firm or corporation in said city who, as a business, sells goods, wares and merchandise by weight or measure, according to the standards of the State of Connecticut. Said sealer shall devote all his time during ordinary business hours to the duties of his office. There shall be in said city a clerk to said sealer, appointed by him, who, in the absence or disability of said sealer, or in the pressure of business, may act as deputy sealer. May 1, 1906.

§ 26. Duties continued. Said sealer shall make and keep in a book or on index cards a true record of the names of all Idem.

persons, firms or corporations who, as a business, sell within said city goods, wares and merchandise by measure or weight. He shall at least once during each calendar year visit the places of business of all persons, firms and corporations who, he has reason to believe, have weights, measures and balances of any description which ought to be sealed in accordance with this ordinance, and shall inspect and test all such weights, measures and balances, and, if found correct, shall seal the same and shall give a certificate accordingly; and shall, when requested by any person, at reasonable times, and, if thought by said sealer to be necessary and proper, try by the standards of the State of Connecticut the measures, balances, scales, steelyards, weights or other instruments, machines or articles for measuring or weighing used by any person, firm or corporation doing business in said city.

Idem. **§ 27. Duties continued.** It shall be the duty of said sealer, and it shall be lawful for him, to enter any store, house or other building, or any yard in said city where weights or measures are used by any person, firm or corporation in doing business, at any reasonable hour, and to inspect and test any measures, balances, scales, steelyards or weights contained therein; and it shall be lawful for said sealer to inspect any measures, balances, scales, steelyards, weights or other instruments of any itinerant vendor of fruits, vegetables or other articles of merchandise in said city.

Idem. **§ 28. Duty of policemen to assist.** It shall be the duty of every policeman to assist the sealer of weights and measures when required, and to report to him any violation of the ordinances relating to the inspection of measures, balances, scales, steelyards, or weights, or of the statutes of the State, within his knowledge; and the sealer of weights and measures shall report the same to the prosecuting attorney of the city for prosecution forthwith.

Idem. **§ 29. Measures, etc., to be stamped.** All such measures, balances, scales, steelyards, weights, instruments and ma-

chines as are found to correspond in degree with said standards of the State of Connecticut shall be marked, stamped, or sealed by said sealer or his deputy with the letters "H. S." and the year of inspection. Whenever the said sealer, upon inspection and testing of any measure, balance, scale, steelyard, weight or other instrument or machine, shall find that it is incorrect, he shall forbid its further use until made to conform to the authorized standard, and shall fix thereon written or printed notice stating the facts found by him and forbidding its use, or shall stamp the same "Condemned" or letters "Cd."

§ 30. Report to Common Council. Said sealer shall report in writing to the Court of Common Council at least once each calendar month the names of the persons, firms or corporations by him visited during the calendar month next preceding, giving the dates of such visits and the number and character of the scales, weights and measures, by him respectively inspected, and further stating the number of scales, weights and measures respectively approved and disapproved, and by whom the latter were used, but the sealer of weights and measures shall not report the names of the persons, firms or corporations whose scales were disapproved, unless said persons after sufficient notice to rectify the same has been given by the sealer of weights and measures, have not complied with said notice. Jan. 29, 1907

§ 31. Charcoal. How sold. No person, firm or corporation shall sell any charcoal brought into the city of Hartford except in baskets, each of which, even full, shall hold three bushels, which have been sealed by the sealer of weights and measures in accordance with this ordinance, provided, however, that charcoal may be retailed within the limits of the city of Hartford in bags containing one-half bushel. May 1, 1906.

§ 32. Penalties. Any person who shall within the limits of said city use any weight, scale or measure to ascertain the weight, length or quantity of any article by him sold, which weight, scale or measure has not been marked or sealed by said sealer of weights and measures in the manner hereinbefore pro- Idem.

vided, or who shall, knowingly and with intent to defraud, sell any article as of greater weight, measure or quantity than such article does in fact weigh or measure according to said standards, shall be fined not less than two dollars nor more than twenty dollars. Any person who shall remove any stamped, written or printed notice affixed by the sealer to any measure, balances, scale, steelyards, weight or other instrument or machine to the effect that the same is incorrect, without the consent of said sealer, shall be fined twenty-five dollars. Every person, firm, or corporation who shall use any balances, scale, steelyard, measure, weight or vessel, the use of which is forbidden or which has been condemned as aforesaid, for the purpose of ascertaining the weight or quantity of any goods by him, them or it sold, shall be fined not less than twenty-five dollars nor more than fifty dollars. Any person who shall hinder or obstruct said sealer of weights and measures in the discharge of his duty shall be fined ten dollars for each offense. Any person who shall violate section 31 hereof shall be fined not less than one dollar nor more than five dollars for each and every offense.

Idem. **§ 33. Testing platform scales.** It shall be the duty of the owners of all platform scales within the city, when notified by the sealer that he desires to inspect and test said scales, to cart, without expense to the city, all weights and other testing devices owned by the city and necessary for such test, from the place where the same are kept to the place where such scales are situated and back again. If the owners of scales refuse to do or cause to be done such cartage within a reasonable time after receiving such notice, it shall be the duty of the sealer to state in his report to the court of common council next following such refusal, the names of such owners and the facts connected with such refusal.

Idem. **§ 34. Milk measures.** Nothing in the foregoing sections, Nos. 25 to 33 inclusive, shall apply to milk measures. The duty of inspection thereof shall rest upon the board of health and its agent or agents to whom the same shall be delegated by said board.

§ 35. Sale of fruits, vegetables and nuts. All fruits, vegetables and nuts, if sold by measure, shall be sold by dry measure, and whoever violates the provision of this section, shall be fined not more than ten dollars ($10.00) and costs for each offense. Jan. 29, 1907.

§ 36. Sealer a special constable. The sealer of weights and measures shall be, by virtue of his office, a special constable, and as such shall have power to arrest upon view without warrant, any person found by him violating any of the provisions of the ordinances of the city of Hartford relating to weights and measures. Idem.

§ 37. Inspector of fire-wood. Appointment, bond, duties. An inspector of fire-wood shall be appointed annually by the court of common council, who shall give bond with surety in the sum of one hundred dollars ($100), payable to the city. All fire-wood brought into said city for sale and all fire-wood sold in said city, except when sold in boxes as hereinafter provided, shall be measured by the inspector, or deputy inspector by him appointed, who shall give a certificate of the measure of the same in solid feet, signed by him, which shall be delivered to the purchaser at the time of sale. Nov. 25, 1902.

§ 38. How kindling-wood may be sold. Kindling-wood may be sold in boxes containing three solid feet, the inside dimensions of which shall be one and one-half (1½) feet in length, thirteen (13) inches in width, and two feet in height; provided said boxes have been sealed by the sealer of weights and measures in the manner provided in Section 29 hereof. Idem.

§ 39. Penalty for non-compliance. Every person who shall sell any fire-wood without having the same measured as aforesaid, or shall sell any fire-wood without delivering a certificate of the measurement thereof to the purchaser at the time of such sale, or who shall pack any wood, measured or sold in this Rev. 1898. Chap. II, §26.

city, so as to increase the measurement of the same, shall forfeit and pay a fine not exceeding twenty dollars.

May 13, 1902. **§ 40. Selectmen. Powers and duties.** In addition to the powers and duties specified in the act consolidating the town and the city of Hartford and in the constitution of this State, the selectmen shall continue to exercise only those powers and duties which were vested in them prior to said consolidation act relating to the selection of jurors, the selection of polling places, election booths, ballot boxes, fences, common fields, the enrollment of the militia, the appointment of a person to verify the indexes of the land records, and pounds, and, further, they shall have charge of voting machines at all times except during city meetings.

May 13, 1902. **§ 41. Town clerk to maintain records.** The powers and duties relating to the maintenance and repairing of the town records, which were by law vested in the selectmen of the town of Hartford prior to the act consolidating the town and city of Hartford, shall be vested in and exercised by the town clerk.

May 13, 1902. **§ 42. To be clerk of selectmen.** The town clerk shall be *ex officio* clerk of the board of selectmen.

May 13, 1902. **§ 43. Public buildings committee to provide signpost and safe.** The powers and duties formerly vested by law in the selectmen of the town of Hartford, prior to the act consolidating the city and town of Hartford, relating to a public signpost and fireproof safes shall be vested in and exercised by the public buildings committee of the court of common council.

CHAPTER III.

BONDS OF CITY OFFICERS.

§ 44. Penalties of bonds. Bonds shall be given before any officer required to give them shall enter upon his official duties. In addition to the officers required by the city charter to give bonds, the following shall give bonds in amounts as named: The president of the board of water commissioners, twenty-five thousand dollars; the city marshal, one thousand dollars; the clerk of the police court, two thousand dollars; the clerk of the city court, one thousand dollars; the corporation counsel, one thousand dollars; the inspector of fire-wood, one hundred dollars. Rev. 1898. Chap. III, §1. Sept. 27, 1904. Nov. 25, 1902.

§ 45. Bonds to cover entire period in office. All bonds required of officers shall be so drawn as to cover the entire period for which the officer giving the same shall remain in his office, whether by appointment, re-appointment, election, or re-election. Rev. 1898. Chap. III, §1.

§ 46. Mayor may require special bonds. Every other officer or committee, in whose hands money may be placed for disbursement shall give bonds to the city for the faithful handling of the same in such sums as the mayor shall require. Rev. 1898. Chap. III, §3.

§ 47. Constables' bonds; acceptance, custody, amount. The powers and duties relating to the acceptance of surety on constables' bonds and the custody of such bonds, vested in the selectmen of the town of Hartford prior to the consolidation act, are hereby vested in the controller. Bonds of such constables shall be payable to the city of Hartford in the sum of $1,000. June 13, 1905. Gen. St. §1884.

CHAPTER IV.

OATHS OF CITY OFFICERS.

Rev. 1898. Chap. IV, §1.

§ 48. City officers sworn; oath, certificate, exception. Before any officer of the city (except judges and jurors of the city court), required by law or by ordinance to be sworn, shall be qualified to enter upon the duties of his office, he shall receive from some person qualified to administer oaths, a form of oath or affirmation specifying the office, and requiring the said officer faithfully and uprightly to perform all the duties and obligations thereof, according to the best of his ability, during the full term for which he shall hold or continue in such office by election or reëlection; and shall also receive from the person administering such oath or affirmation a certificate that the same has been administered in due and legal form, and shall lodge said certificate with the city clerk, to be by him kept on file; *provided,* that when any such oath shall be administered by the mayor or by any other qualified person at any meeting of the court of common council in joint convention, or of either board of said court, a record of the fact by the clerk of such board or convention, as a part of the proceedings of such meeting, naming the person or persons present and sworn, shall be sufficient without a certificate; and whenever any such officer shall continue in his office by reëlection or reappointment, no new oath shall be required.

Rev. 1898. Chap. IV, §2.

§ 49. Oath of judges of City and Police Courts. The recorder of the city court and the judge and associate judge of the police court shall, before being qualified to enter upon the duties of their offices, take the oath by law prescribed for judicial officers of the state.[1]

§ 50. Oath of appraisers. Appraisers of damages or betterments shall be sworn justly and truly to estimate and appraise all the damages or betterments by them to be appraised during their continuance in office, according to their best and honest judgment; and certificates or a record of such oath shall be made according to the requirements of section 48 hereof. Idem.

§ 51. Oath of jurors. Jurors of the city court shall take the oath prescribed by law for jurors in civil actions.[1] Rev. 1898. Chap. IV, §8.

(1 See Gen. St. § 4795)

CHAPTER V.

SALARIES AND FEES.

§ 52. General city officers. The following sums shall be paid as salaries and fees to the several city officers named herein as full compensation for all their official duties, unless otherwise provided by statute or ordinance:

Rev. 1898.	Mayor,	$3,000.00	per year.
Oct. 25, 1904.	Mayor's Stenographer,	$416.00	"
Rev. 1898.	Treasurer,	$3,600.00	"
Rev. 1898.	Treasurer's Clerk,	$1,800.00	"
Sept. 27, 1905. Rev. 1898.	Collector,	$3,600.00	"
Rev. 1898.	Collector's Chief Clerk,	$1,800.00	"
Rev. 1898.	Collector's Clerk,	$1,650.00	"
Nov. 29, 1898. Sept. 15, 1903.	Collector's Additional Clerk, for such portion of the year as employed, at the rate of,	$1,200.00	"
Rev. 1898.	Controller,	$2,100.00	"
	Controller's Clerk,	$1,000.00	"
	City Clerk,	$2,000.00	"
June 26, 1900.	City Clerk's Clerk, but no more than actually expended,	$600.00	"
May 13, 1902.	Town Clerk, as *ex officio* Clerk of Board of Selectmen, in full for each meeting,	$5.00	
Mar. 24, 1903.	Town Clerk, when acting on admission of electors, per day,	$10.00	
July 17, 1900.	Assistant Town Clerk,	$1,500.00	"

Rev. 1898. City Marshal, $500 per year, and $2.50 per day for each day's attendance in the City Court.

Rev. 1898. Chap. V, §2.

§ 53. Court of Common Council.

Clerk of Common Council Board, . $400.00 per year.

Messenger of Common Council Board, . $100.00 per year.
Messenger of Board of Aldermen, . . $100.00 "

§ 54. Street department. President of the Board of Street Commissioners, $2,000 for the salaries of the members of the Board, to be divided as they shall direct by vote. Rev. 1898. Chap. V, §3.
Clerk of the Board of Street Commissioners, $2,500.00 per year.
Superintendent of Streets, $400 for horse hire in addition to, ... $2,500.00 " Mar. 24, 1903.

§ 55. Engineering department. June 11, 1907.
City Engineer at the rate of, . . $5,000.00 "
(Said amount to include transportation for City Engineer.)
Assistant City Engineer at the rate of, . $2,280.00 per year.
One Division Engineer at the rate of, . $1,680.00 "
One Division Engineer at the rate of, . $1,560.00 "
One Assistant Engineer at the rate of, . $1,440.00 "
One Assistant Engineer at the rate of, . $1,320.00 "

§ 56. Fire department. Clerk of the Board of Fire Commissioners, not more than . . . . . $1,500.00 " Mar. 26, 1907. Rev. 1898. Chap. I, §4.
Chief of Fire Department, . . . $2,500.00 "
First Deputy Chief of the Fire Department, not less than $1,500 nor more than . . . . . $1,800 " Feb. 26, 1907.
Second and third Deputy Chiefs, each, . $350 "

Upon the recommendation of the Board of Fire Commissioners, the second or third deputy chief acting as chief of the fire department, shall receive the same compensation as such chief of the fire department. Rev. 1898. Rev. 1898.

Electrical Inspector, ... $1,700.00 per year.
Assistant Electrical Inspector, . . . $1,080.00 "
Lineman, ... $1,000.00 " Feb. 26, 1907. July 19, 1901.
Foremen of permanent fire engine and truck companies, each, . . . $1,200.00 " Mar. 12, 1901.
Foremen of chemical companies, . . $1,200.00 " Mar. 12, 1901.

The pay for each assistant engineer, driver, and assistant driver, tillerman, ladderman, hoseman, pipeman, stoker, and permanent substitute entering the permanent employment of the fire department of the city, shall be $800 per year. The pay of each assistant engineer, driver and assistant driver, tillerman, ladderman, hoseman, pipeman, stoker and substitute, in the permanent employment of the fire department of the city, shall be increased at the rate of fifty dollars each year, until they receive the sum of one thousand dollars each; provided that no such person so employed shall receive such increase unless the same is recommended by the board of fire commissioners. This shall not be so construed as to decrease the pay of any assistant engineer, driver and assistant driver, tillerman, ladderman, hoseman, pipeman, stoker, and substitute, in the permanent employ of the fire department of the city on February 25, 1903.

In the steam fire engine companies, the pay shall be as follows:

Engineer,	$1,200.00	per year.
Foreman, when not permanent,	$300.00	"
Bunker, when not permanent,	$225.00	"
Hoseman, when not permanent,	$200.00	"

Feb. 28, 1899. The pay of "callmen" of the Hartford fire department when acting as or performing the duties of permanent men, shall be at the same rate as the pay of permanent men.

Rev. 1898. Chap. V, §5.

§ 57. Police department.

Clerk of the Board of Police Commissioners,	$250.00	per year.
Chief of Police,	$2,000.00	"
Captain,	$1,500.00	"
Lieutenant,	$1,200.00	"
Mar. 12, 1901. Each Detective Sergeant,	$1,100.00	"
Each Sergeant,	$1,100.00	"
Rev. 1898. Matron,	$480.00	"

The pay of each policeman hereafter appointed shall be eight hundred dollars per annum for the first two years of service, nine hundred dollars per annum for the next succeeding two

Mar. 29, 1898.

years of service, and one thousand dollars for the fifth and each succeeding year of service.

The pay of supernumerary policemen hereafter appointed shall be at the rate of two dollars and twenty-five cents per day while acting in the place or performing the duties of policemen, and no allowance shall be made for any extra time of service during any day of twenty-four hours.

This shall not affect the first thirteen supernumeraries appointed after March 29, 1898; nor policemen appointed from supernumeraries appointed before said time, or from said thirteen supernumeraries.

§ 58. Water department. President of the Board of Water Commissioners, ... $3,000.00 per year. Rev. 1898. Chap. V, §6.

§ 59. Legal and judicial department. May 23, 1905.

Recorder of City Court, . . $2,500.00 "

Clerk of City Court, ... $1,000.00 "

Messenger of City Court, $2.50 per day for each day's attendance on the City Court. Rev. 1898. Chap. V, §7.

Judge of Police Court, ... $1,800.00 per year.

Associate Judge of Police Court at same rate as Judge per day, for each day that he shall serve in the place of the judge thereof.

Clerk of Police Court, ... $1,100.00 per year.

Assistant Clerk of Police Court, $3.00 per day when acting. June 11, 1907.

Prosecuting Attorney of Police Court, . $1,600.00 per year.

Messenger of Police Court, . . . $400.00 "

Corporation Counsel, ... $5,000.00 " Mar. 26, 1901.

§ 60. Health department. Mar. 12, 1907.

Superintendent of Health and clerk, . . $2,500.00 "

Assistant Clerk, ... $1,200.00 "

Plumbing Inspector, ... $1,200.00 " Oct. 25, 1904.

Bacteriologist,	$1,000.00 per year.
Three Medical Inspectors, each,	$600.00 "

May 14, 1907.

§ 61. Charity department. The salaries of the officers of the charity department shall be such amount as shall be fixed from time to time by the board, not to exceed sums at the following rates per year:

Superintendent,	$2,000.00 per year.
Clerk,	$1,650.00 "
Assistant Clerk,	$600.00 "
City Physician,	$1,200.00 "
Investigator,	$1,350.00 "

The salaries of other employees of the department shall be such as may be fixed from time to time by the board, but shall not exceed in the aggregate in any one year the sum of eleven thousand two hundred dollars ($11,200).

The board of charity commissioners may pay and provide, out of its annual appropriation, transportation for the city physician at a cost not exceeding six hundred dollars ($600) per year.

In addition to the salaries and compensation above provided, the board of charity commissioners may provide for the board and lodging of such of its officers and employees as it may require to reside permanently at the almshouse.

Rev. 1898, Chap. V, §10.

§ 62. Building department.

Building Inspector,	$2,500.00 per year.
Nov. 12, 1901. Clerk Hire, so much as is actually expended of,	$400.00 "
Deputy Building Inspector, in lieu of all fees,	$1,000.00 "

Rev. 1898, Chap. V, §11.

§ 63. Election officers. Registrar of voters, $2,400 per year to each registrar.

Mar. 28, 1905. Clerk of Registrars,	$400.00 per year.

Rev. 1898.

Moderator of each Ward or Voting District,	$10.00	per day.
Clerk,	$5.00	"
Each Checker of List of Electors,	$5.00	"
Each Voting Machine tender,	$5.00	"
Each Challenger,	$5.00	"
Each Deputy Registrar,	$5.00	"

The above amounts shall be for each day such officers or persons shall severally be engaged in their respective duties at any city or ward meeting, which allowances shall be approved and certified by one of the deputy registrars of each ward where such services were rendered, and by one of the registrars, and no other expenses of any kind shall be incurred at any such election in behalf of the city except as otherwise provided by law.

Should ballot-boxes for any reason be used at any city meeting, the provisions of section 11, chapter 5 of the revised ordinances of 1898 as to fees of election officers shall apply.

Mar. 24, 1903.

§ 64. Selectmen. Each member of the board of selectmen, except when acting in relation to the admission of electors, shall be paid for the actual time spent in the discharge of the duties of his office at the rate of one and one-quarter dollars per hour, provided that for all time aggregating less than two hours spent in any one day, he shall receive at least two and one-half dollars; provided also that for all services as fence viewers the compensation and the manner of payment shall be exclusively as provided by statute.

When acting in the discharge of the duties imposed upon them by the constitution and laws of the State, in relation to the admission of electors, each selectman shall be paid ten dollars per day for each day actually spent in the discharge of said duties, which sum shall be in full payment for the time actually spent in the discharge of said duties, and for any expense for meals incurred while so employed.

Rev. 1898. Chap. V, §18.

§ 65. Tax officers. Assessors, $2,200 per year to each member of the Board.

Board of Relief, $400 per year to each member of the Board.

Clerk of Assessors and Board of Relief, . $1,000.00 per year.
Rate-maker, ... $400.00 "

Rev. 1898. Chap. V, §14. **§ 66. School officers.** Superintendent of Schools, . . . $1,500.00 per year.
Truant Officer, ... $1,100.00 "

May 1, 1906. **§ 67. Sealer of weights and measures.** Sealer of Weights and Measures, ... $1,200.00 "
Clerk, ... $500.00 "

Rev. 1898. Chap. V, §16. **§ 68. City weighers.** The fee of city weighers shall be paid by the seller of the coal and shall be:
For each load of coal weighed, ... $ .06

Rev. 1898. Chap. V, §17. **§ 69. Inspector of firewood.** The fees of the inspector of firewood shall be paid one-half by the purchaser and one-half by the seller, and shall be as follows:
For measuring each load of wood brought by land, . $0.12
For measuring each cord of wood brought by boat, . $ .06

Rev. 1898. Chap. V, §18. **§ 70. Janitors.** Janitor of City Hall, $960.00 per year.
Janitor of Halls of Record, . . . $840.00 "

Rev. 1898. Chap. V, §19. **§ 71. Office rent.** No sum shall be paid by any city officer for rent of office, unless such office shall have been hired by the direction of the court of common council.

CHAPTER VI.

FINANCE, CONVEYANCES, AND CONTRACTS.

§ 72. Fiscal year. Controller shall render accounts; when and how. The fiscal year for the transactions of this city shall close annually on the 31st day of March. The controller shall close his accounts for each fiscal year on said day, and shall present the same to the mayor for forwarding to the court of common council, with the report of the city treasurer. He shall keep the same in such mode of classification as to show receipts and expenses of each department of the city government, including the receipts and expenses of each court in said city. Rev. 1898. Chap. VI, §8. Oct. 25, 1904.

§ 73. Controller; further duties. The controller shall receive from the city clerk or other authority, and file and safely keep in his office, all bills, claims, accounts, receipts, and vouchers, together with certified copies of all resolutions of the court of common council appropriating money or ordering the payment thereof. He shall be *ex officio* chairman of the auditing committee of the court of common council. It shall be his duty to provide himself with such list of officers or stated employees of the city in the various departments of its business as will enable him to examine thoroughly all claims, accounts, or exhibits presented to the court of common council on their behalf. Oct. 25, 1904.

§ 74. Controller, duties, inventory. The controller shall, when making his annual report for the fiscal year, present to the city council an inventory giving the items, with their valuation, of all real estate and personal property belonging to the city which may be in the custody of any officer, commission, committee, or agent of the city, together with the names of the per- Mar. 14, 1899.

sons having charge of the same; and for this purpose every officer of the city or other person in whose control or custody such property may be, is hereby required to present to the controller, on or before the first Monday in March in each year, a detailed statement of all such property, giving the items and valuation thereof.

At the expiration of the term of office of any of the said officials, he shall furnish an inventory of city property in his charge, account for and turn over to his successor all such property, taking his receipt therefor.

The controller shall also report to any department or officer when the appropriation of such department or officer is exhausted, and shall make a like report to the court of common council.

Rev. 1898. Chap. VI. §3.

Rev. 1898. Chap. VI, §4.

§ 75. Controller; examination of funds and accounts. It shall be the duty of the controller to examine, at least twice a year, to wit: during the last week in September and March, the bonds and trust funds in the hands of the treasurer, and also to examine the condition of the city sinking fund, the town sinking fund, and the town deposit fund, and to incorporate the results of such examination in detail in his annual report to the court of common council.

Oct. 25, 1904.

§ 76. Auditing committee; members and duties. The auditing committee of the court of common council shall consist of two members besides such controller, one of whom shall be appointed by the board of aldermen from their own number, and one by the common council from their own number, to hold office respectively during the pleasure of the board appointing them. All bills, accounts, or claims against the city, except those specially excepted in section 34 of the charter shall be presented or referred to such committee for their approval or disapproval before the same shall be approved by the court of common council, unless both branches of said court concur in dispensing with such reference. It shall be the duty of such auditing committee faithfully to examine all accounts, bills, or

claims so referred to them, and faithfully to report any informality or improper charge by them detected to the court of common council, and also to note their approval or disapproval of any such account upon the same.

§ 77. All moneys paid into city treasury; receipts, treasurer's duties. All moneys accruing to the use or benefit of the city shall be paid into the city treasury, and duplicate receipts or certificates shall be made by the treasurer for all moneys by him received as such, one of which he shall forthwith deliver to the controller, and the other, if required, to the party from whom such money is received. He shall keep a faithful and true account of all his receipts and disbursements in such a mode of classification as to correspond to the classification required of the controller by section 72. Rev. 1898. Chap. V, §7.

§ 78. Water rents; how applied. The treasurer shall apply any avails of the water rents, by him received, to the payment of interest on the water debt or scrip, without special order of the court of common council; and if there be any excess of such avails he shall so report to the said court, who shall thereupon direct whether the same shall be applied to the extinguishment of the principal of the water debt or otherwise. Idem.

§ 79. Conveyances of real estate; how made. All grants, leases, and conveyances of any real estate belonging to said city, executed by the mayor of the city, sealed with the city seal, as ordered, or approved by the court of common council in a legal meeting, and recorded in the town where the lands conveyed lie, shall be effectual to convey such estate. Rev. 1898. Chap. VI, §9.

§ 80. City rents. All moneys now due, or which may hereafter become due the city as rent for the occupancy or use of any lands, buildings, wharfage, or for riparian rights, or parts thereof (except such as may be specifically in charge of a city commission), shall be payable to the city collector. And the city collector is hereby authorized and instructed to receive said Oct. 25, 1904.

rent moneys and to enforce the collection of the same. He shall keep a record thereof, and shall pay said moneys over to the city treasurer in the same manner as city taxes are transmitted.

Said collector shall not be entitled to any additional compensation for performing the duties prescribed by this section.

Rev. 1866. Chap. VI, §10.

§ 81. Conveyances of personal estate; how made. All conveyances of personal property belonging to the city, of greater value than one hundred dollars and all evidences of debt issued by the city, shall, when specially authorized by the court of common council, be executed by the city treasurer, sealed with the city seal, and certified by the mayor.

Rev. 1866. Chap. VI, §11.

§ 82. Departments shall insure city property. Departments of the city having the care and custody of insurable property belonging to the city shall cause all such property to be insured in the name of the city, loss payable to the city treasurer; and said treasurer shall receipt in the name of the city for all moneys coming due on account of policies of insurance issued on such property, and the expenses of such insurance shall be a charge upon the accounts of the respective departments having property insured in the name of the city.

Rev. 1866. Chap. VI, §12.

§ 83. Payment of salaries. All officers and employes of the city having a fixed and stated salary shall hereafter be paid semi-monthly on the first and fifteenth days of each month, except the callmen of the fire department, who shall be paid monthly on the first day of each month, and all other officers and employes of the city shall be paid semi-monthly on the Wednesdays after the second and fourth Mondays of each month.

May 14, 1907.

§ 84. City advertising; how done, amount paid. Each public advertisement required by law to be made of any city notice or ordinance shall be published in two and only two daily newspapers published in the city of Hartford, but shall not be inserted or published in any such daily newspaper more

than twice unless otherwise provided by law. Upon such publication a short notice, not more than one and one-half inches in length, single column, stating the street and locality affected in said full notice, or the title of the ordinance and the general nature of the full notice specified in the preceding section, and referring to said full notice by the name and date of the newspaper wherein said full notice is published, shall be printed in one other daily newspaper and one weekly newspaper published in the city of Hartford, provided however, that the issue of said weekly newspaper in which such notice is published shall be within seven days from the first publication of said notice. Such short notice shall be published within seven days after the first publication of the full notice to which it refers. All full notices shall so far as practicable be distributed equally among the three daily newspapers at present published in the city of Hartford. All such city advertising shall be set in type known as nonpareil or agate, single column wide, or if not so set, shall be paid for as if so set at the rate of not more than one dollar per inch for the first insertion of such advertisement, and fifty cents an inch for any subsequent insertion thereof.

§ 85. Printing committee, supervision. All printing and advertising done by order of the court of common council, or any officer, committee, or commission of the city, and chargeable to the city, shall be done under the supervision and direction of the committee on printing of the court of common council, subject to the charter powers of the board of contract and supply. All printing shall be done, as far as the same can reasonably be done, under contract with the lowest responsible bidder, and it shall be the duty of said committee on printing to take such action as shall in their judgment be best adapted to secure the proper and economical execution of said work. Rev. 1898. Chap. VI, §14.

§ 86. Voters in city preferred for employment. In all work done by the city of Hartford or any of the departments Feb. 26, 1901.

thereof, legal voters of said City of Hartford shall be preferred for appointment and employment.

Mar. 11, 1902.

§ 87. Treasurer custodian of deeds. All deeds of city property shall, as soon as the same have been recorded, be deposited with the city treasurer, and be thereafter kept by him.

CHAPTER VII.

HIGHWAYS AND PUBLIC WORKS.

§ 88. Vote for public improvement must be published: how. Whenever any vote or resolution shall be offered in either board of the court of common council, proposing to lay out, construct, or establish any public improvement for the cost of which the city under its charter may assess benefits, such vote shall not be passed by either board of said court of common council until said court has caused said proposed vote or resolution and a certificate that the same is pending in said court, attested by the city clerk, to be published twice, at least, in accordance with the ordinance relating to city advertising, with a notice appended to such published vote or resolution to all persons to file a written statement of their objections, if any they have, with the board of street commissioners within ten days, inclusive, from the day of the first publication of said notice. Nothing in this section, however, shall apply to mere repairing or reconstructing any existing public work or improvement once completed. Mar. 28, 1899.

§ 89. Vote shall state what. Every such proposed vote or resolution shall briefly and intelligibly state the general character and description of the proposed improvements, but need not contain definite measurements, courses, or *termini*. It may embrace one or more of the several kinds of local improvement specified in the first section of this chapter, and in case of a new street, or alteration of an established street, shall designate the building lines on said street. Rev. 1898. Chap. VII, §2.

§ 90. Referred to board of street commissioners. The court of common council shall, before further proceeding to pass or carry out said vote or resolution, refer the same to the Rev. 1898. Chap. VII, §3.

board of street commissioners for their investigation, and said board shall forthwith inquire into the same, and make report thereon to the court of common council, either recommending or disapproving the passage of said vote or resolution with their reasons therefor.

Rev. 1898. Chap. VII, §4.

§ 91. Council may proceed, how. At any time after the expiration of said ten days, and after the report of the commissioners thereon shall have been made and accepted, said court of common council may proceed to carry said vote or resolution into effect in manner as hereinafter provided, or otherwise act upon the same.

Rev. 1898. Chap. VII, §4.

§ 92. Expense of improvement, how assessed. Whenever said court shall order any of said proposed improvements, the entire expense of carrying out said improvements shall be assessed as betterments upon the persons or land specially benefited thereby as hereinafter provided.

Rev. 1898. Chap. VII, §6.

§ 93. Notice before appraisal or assessment; witnesses. The board of street commissioners in all cases when called upon to appraise damages for land or any interest therein taken for any of said improvements, or special damages resulting to land or interest therein from change of grade of any highway, or to assess betterments on any party for taking said land for said improvements, or for special benefits resulting from such change of grade, shall, before making such appraisals or assessments, cause public notice to be given for two days, at least, in accordance with the ordinance relating to city advertising, and at least four days before the time of hearing, of a time and place where all parties in interest may appear before said commissioners, and be heard with witnesses relative to the amount of damages, or betterments, or both, to be appraised or assessed to them respectively, and said commissioners shall examine said parties and witnesses under oath.

Mar. 28, 1899.

§ 94. Proceedings when land is to be taken. Agreement by board with parties. Whenever any vote or resolution

described in section 88 has been legally published, and it shall be necessary to take any land or any interest therein belonging to private owners or corporations for said contemplated improvement, the court of common council, before otherwise carrying said vote or resolution into effect, unless they obtain such land or interest by voluntary dedication from the owners thereof, or unless, in case of change of grade of any highway, they shall obtain releases of all special damages resulting to land or any interest therein from said change of grade, shall refer the subject-matter of the contemplated improvements to the board of street commissioners, and said board shall thereupon proceed in behalf of said court of common council as follows: Said board shall obtain from the city engineer, a map, drawing, or written description, clearly explaining the contemplated improvement, and showing the adjoining land and owners thereof, and shall then agree, if possible, with the owners of the land required for said improvement, upon the compensation to be made therefor, including the damages for establishing a building and veranda line, or lines, in case of opening a new street, and with those whose land or interest therein will be specially damaged by change of grade of highway, and with those who will be specially benefited by said improvement or change of grade, as to the payment of the entire amount to be assessed as betterments for said improvement, and the respective amounts, or proportions thereof, which each person so benefited shall pay; and secure from each such owner or person proper written evidence of such agreement.

§ 95. Proceedings after failure to agree. If said board of street commissioners fail to agree with any owner of said land or interest therein, or with any of the parties who, in their opinion, should be assessed for any benefits on account of said proposed improvement, they shall, after the requisite notice given as hereinbefore provided, proceed to appraise all damages therefor to the persons entitled to such damages and to assess upon the parties or land specially benefited by said im- Rev. 1898. Chap. VII. §8. Mar. 28, 1899.

provement, betterments, or benefits for said improvement, in proportion to the damages and benefits to each respectively, and shall furnish a proper certificate thereof, signed by a majority of said board, to the city clerk, who shall forthwith cause the same to be published at least twice in accordance with the ordinance relating to city advertising, at least four days before the same shall be acted on by said court, and the original certificate shall be lodged on file in the city clerk's office; and the same shall be binding and conclusive upon all parties if said court order said improvement, unless appealed from and changed upon said appeal as by law provided, and when any appeal shall be taken, said board shall instruct and aid the corporation counsel in the matter of said appeal, until the same shall be determined.

Rev. 1898. Chap. VII, §9.

§ 96. Report to Council. Whenever all persons who are entitled to compensation for damages, or liable for betterments on account of any of said improvements, shall agree upon the respective amounts to be received or paid by them therefor; or when they shall deliver a written waiver of their right of appeal to said board at any time within the limit allowed by law for an appeal, said board shall immediately thereafter make their report to said court of common council, and in cases where an appeal or appeals are taken as aforesaid, as soon as practicable after such proceedings are determined.

Mar. 28, 1899.

§ 97. Report. Their report shall set forth the amount of damage agreed upon with each of said owners of land, and the amount of benefits agreed to be paid by the respective parties benefited by said improvements in cases of agreement with all parties; or in case of assessment by said board, the amount of damages appraised or betterments assessed upon each of the parties entitled to such damages or liable for such betterments, or upon an appeal the amount fixed by the court or judge hearing the same, so that all damages thus ascertained may become a part of the expense to be assessed, and all betterments may be thus assessed upon the persons or property

specially benefited thereby. And said board shall also embrace in their report a written descriptive survey of the proposed improvement concerning which said proceedings have been had, and such a vote, resolution, or ordinance as, in their judgment, ought to be passed in order to establish and carry out said improvement, fully describing therein the width, curve, boundaries, grade, building, and veranda line or lines, and such other particulars of said improvement as the case may require, and including an order for the payment or deposit at some place named therein of the amount of damages appraised to the respective owners of any land or interest therein required for said improvement, and an order to the collector forthwith to collect all said assessments for said betterments assessed as aforesaid.

§ 98. Common Council may alter vote. Said court may alter said proposed vote if it see cause, provided no change be made in the lines or location of the improvement which will require taking more or a greater interest in any land for said improvement than shown by said survey and report, and provided that no change of grade of highway be made that shall occasion greater damage than the grade shown by said survey and report, and shall thereupon adopt such vote or resolution, with or without such alteration, or reject the same. Mar. 28, 1899.

§ 99. Veranda line. "Veranda line" shall mean a line between which and the street on which said line is established no part of a veranda shall be built; except that entrance steps may be built between the street line and the veranda line, provided that the veranda floor proper is not over four feet in height above the grade, that no tread shall be over fourteen inches wide, and that said entrance steps do not encroach upon the street line. Mar. 28, 1899. May 24, 1904. Mar. 21, 1905.

§ 100. Building line. "Building line" shall mean a line between which and the street on which said line is established no part of a building shall be built, except Mar. 21, 1905.

(a) Open veranda on streets where veranda lines are established with entrance steps as provided for in section 99.

(b) Entrance steps may be built between the building line and the street line, whether a veranda line has been established on such street or not, provided that the landing is not over four feet in height above the grade; that no tread shall be over fourteen inches wide, and that such entrance steps do not encroach upon the street line.

Rev. 1896. Chap. VII, §11.

§ 101. Land taken for public use after compensation made. Whenever any vote establishing any public improvement has been passed as aforesaid, and the proper compensation has been paid to or deposited for the owners of any land taken for such improvement, then said land shall be immediately open and subject to the public use on such conditions as said court may impose, and shall be, to all intents, appropriated therefor, unless the public work or improvement require the previous sanction of a city meeting, under section 163 of the city charter, in which case such appropriation shall not take effect until such sanction has been obtained.

Rev. 1896. Chap. VII, §12.

§ 102. Deposit of damages in certain cases. If any owner of said land, or interest therein, is not a resident of the city of Hartford, or upon due inquiry cannot be found therein, or is a lunatic, or idiot, or minor without a guardian, or in any way incapacitated to receive said compensation, or is unknown, or is entitled only to a contingent or uncertain interest, said court may prescribe in such particular case how and where the compensation due such owner shall be placed or deposited subject to the lawful call of said owner or his duly authorized agent or representative.

June 10, 1902.

§ 103. Interest on unpaid assessments. Any unpaid assessment made for public improvements within the city of Hartford shall bear interest at the rate of four per cent. per annum, from the time a certificate of lien therefor, upon the

property assessed, has been lodged for record with the town clerk, until such assessment shall be paid, which interest shall be added to and made collectible as a part of such assessment.

§ 104. Collection, discharge of liens. All assessments for benefits by reason of public improvements, and all charges for laying and repairing sidewalks, curbs, and gutters, shall be reported by the board of street commissioners to the city collector, who shall enter the same, in some convenient form, in a book kept for the purpose. Such assessments and charges shall be collected only by or under the direction of the collector, and he, and he alone, shall be authorized and empowered to discharge of record any liens which have been or may hereafter be filed to secure them. Rev. 1898. Chap. VII, §17.

§ 105. Foreclosure of liens. Such recorded liens shall be foreclosed in the name and behalf of the city by the corporation counsel before the city court of said city in the same manner that a mortgage may be foreclosed, as soon as the same can be done, unless said assessment is paid or said court of common council shall otherwise order. Rev. 1898. Chap. VII, §19.

§ 106. Sale of land assessed, when, by whom; notice; surplus. In case said assessments are made by said board directly upon any land, said land shall be liable to be sold to pay the same unless said assessments shall be paid within six months after public notice thereof has been given, and said court shall give fifteen days' public notice in accordance with the ordinance relating to city advertising, of the amount of said assessment, and the time and place where such sale will be made, and at the time and place named, the city marshal or his deputy may sell said land, or so much thereof as may be necessary to pay said assessment and expenses of said sale, and give a title thereto to the purchaser, as in case of a sale of land for taxes, and he shall pay the amount of said assessment to the city collector, and the balance of the purchase money, if any, pay over to the owner of said land, or otherwise dispose of as the law may direct. Rev. 1898. Chap. VII, §20.

Rev. 1898. Chap. VII, §22.

§ 107. Sidewalks or gutters made or repaired by board, when; lien. Whenever the owner or occupant of any land fronting upon any street or highway in this city shall neglect to make or pave any sidewalk or gutter within the time and in the manner ordered by the court of common council, or shall neglect or refuse to keep his sidewalk in good repair, it shall be the duty of the board of street commissioners to make or repair the same, and the cost of making, or of repairs, and interest thereon, shall be and remain a lien in favor of the city upon the adjoining premises which are liable to be assessed therefor, but a certificate thereof shall be recorded, as is provided in case of assessments for betterments in section 119 of the city charter, and said lien may be foreclosed in the same manner that a mortgage may be foreclosed, or said city may recover the same of the party or parties liable therefor by an action before the city court of said city.

Rev. 1898. Chap. VII, §23.

§ 108. Board shall conform to orders of Common Council. The board of street commissioners shall, in executing public works, conform to the votes or orders of the court of common council, and to all general rules which said court may adopt relative to the locality, measurements, materials, and management of all public works.

CHAPTER VIII.

STREET DEPARTMENT

§ 109. Street commissioners' reports. Record of complaints. The board of street commissioners shall report to the court of common council all expenditures at least once a month, unless excused therefrom. It shall keep a record of complaints, and faithfully enter therein all complaints made to it concerning streets, highways, lamps, and public places, and the breach of city ordinances relating thereto; and shall be diligent in ascertaining the facts in such matters of complaint, and in taking just and necessary action relative thereto. Said board shall have power to do all things which shall be necessary to be done in order to enforce such ordinances as shall be within the scope of its official duties. Rev. 1898. Chap. VII, §23.

§ 110. May number houses. The board of street commissioners may give to each house, part of a house or lot, upon any and all streets within the city limits, a number by which it shall be known, and may alter such numbers, and renumber such houses, parts of houses, and lots upon any and all streets in the city whenever, in their judgment, the public interests shall require. Rev. 1898. Chap. VII, §27.

§ 111. Notice of intention to number; hearing. Before altering the number or numbers of any house or lot upon a street, or renumbering the same, it shall be the duty of the board of street commissioners to give public notice by advertisement twice, at least, in accordance with the ordinance relating to city advertising, the first publication to be at least ten days, and the second publication to be at least five days, before the date fixed for the hearing, to all persons in interest to appear, if they see cause, and be heard relative to the expediency or inexpediency of such renumbering, and such notice having Rev. 1898. Chap. VII, §28.

been given, and such hearing having been had, the numbers thereupon fixed and established by the board of street commissioners shall continue to be the numbers of the respective buildings, parts of buildings and lots, until altered pursuant to the provisions of this chapter.

Rev. 1898. Chap. VII, §29.

§ 112. Owners to act in accordance with orders. It shall be the duty of the property owner to number or renumber his premises in accordance with the numbers fixed and established by the board of street commissioners under this chapter, and in case any such owner shall neglect or refuse so to do after a reasonable notice from the board of street commissioners of their action fixing such numbers, the board of street commissioners are hereby empowered to remove any old number and to place upon the premises the new numbers designated by them at the expense of the proprietor.

Oct. 29, 1900.

§ 113. Notice of intention to lay improved pavement. The board of street commissioners shall give to all gas, telephone, telegraph, and electric light companies doing business in this city, and to the board of water commissioners of said city, written notice specifying all streets, alleys, or highways in which it is proposed by said board of street commissioners, to lay asphalt, Belgian or granite block, sheet asphalt, or any "improved pavement," so called, other than macadam or "Telford," so called, and shall publish such notice twice in accordance with the ordinance relating to city advertising, such notice to be so given and published at least six (6) months before the date upon which it is proposed by said board of street commissioners to begin to lay such pavement. Such notice shall specify the streets, alleys, or highways to be paved, and the respective date or dates at which it is proposed to begin to lay such pavement in said streets, alleys, or highways.

Oct. 29, 1900.

§ 114. Restrictions on disturbing street to be paved. No gas, telephone, water, telegraph, sewerage, or electric light

pipes, conduits, or connections shall be laid, repaired, replaced, or removed in any streets, alleys, or highways so proposed to be so paved within less than three (3) months preceding the date when it is proposed to begin to lay such pavement, except upon permit issued by a special vote of said board of street commissioners.

§ 115. Power to order wires underground. The board of street commissioners are hereby authorized, after public hearing and notice to such corporations as now maintain overhead electric wires on city streets, to order the same to be placed by such corporations underground, within such territorial limits as said board may decide after such hearing to be required by public interest. No such order shall be issued by the board of street commissioners which shall compel the building by any one corporation maintaining overhead wires of more than two lineal miles of conduits in any one year. No such order shall specify a shorter term than three months within which such corporation shall be required to comply with the same. Sept. 10, 1907.

§ 116. Plans, etc., supervision of engineering department. Before constructing any part of any underground conduit system, such corporation shall file with the board of street commissioners detailed plans and specifications showing the location thereof, the character of the materials to be used, and the method of construction, and shall obtain approval thereof by said board. All construction shall be done as nearly as practicable in accordance with such plans and specifications and under the supervision and to the satisfaction of said board and of the engineering department of the city. Upon completion of such work, such corporation shall file with said engineering department satisfactory detailed plans showing the work actually constructed. Idem.

§ 117. Joint construction. Whenever the board of street commissioners shall deem it advisable after hearing all parties Idem.

concerned, two or more corporations may be ordered to begin and carry on their construction work at the same time, and conduits for similar classes of electrical conductors shall be located as closely together as practicable without causing mutual injury.

Idem. **§ 118. Removal of poles, etc.** Such corporation shall, as soon as its conduit system is constructed and ready for use in any street or streets or portions thereof remove from such street or streets, or portions thereof, all its other electrical conductors and poles, except such as are used for local distribution and such as may be permitted by the board of street commissioners to remain.

Idem. **§ 119. Change of location.** Any authority, order or location given by said board of street commissioners may, after due notice and hearing, be revoked or altered by said board, but in case any location shall be revoked a substitute suitable for the accommodation of the service shall be granted by said board.

Idem. **§ 120. Penalty.** Any person or persons charged with carrying out any order passed by the board of street commissioners under the authority of sections 115-119, who shall fail to carry out the same as directed, shall pay to the city as a penalty or forfeiture the sum of fifty dollars, and each day of neglect to comply with such order after the time limited by said board of street commissioners, unless extended by said board, shall constitute a separate and single offense.

Idem. **§ 121. Trolley wires.** Nothing in the preceding six sections shall be deemed to apply to street railway trolley wires and their supporting poles and span wires.

Rev. 1898. Chap. VII, §82. **§ 122. With board of health shall contract for removal of garbage, etc.** The street commissioners, in conjunction with the board of health, shall have power, subject to the charter powers of the board of contract and supply, to

make contracts or otherwise provide for the removal and disposition of all offal, dead animals, night-soil, garbage, or other filth or refuse matter, and to require and receive bonds in such form, and for such amounts, as said departments shall jointly approve, for the faithful performance of the provisions of said contracts, and to cancel and revoke all contracts made by them whenever the contractor shall refuse or neglect to perform any of the stipulations thereof. All such contracts shall be signed by the president of the board of health and the president of the board of street commissioners conjointly. All said contracts, when made, shall be executed under the supervision and control of the street department, but cognizance shall always be taken of any complaint or request of the board of health.

§ 123. Joint meetings. The president of the board of street commissioners may at any time, whenever in his opinion any contract is not being properly executed, or prompt action is required for the removal or disposal of refuse, and upon the written request of the president of the board of health, shall, within forty-eight hours, convene a joint meeting of said board of street commissioners and board of health. Rev. 1898. Chap. VII, §33.

§ 124. Regulation of handling garbage. No person shall, within the City of Hartford, mingle garbage with ashes, store sweepings, rubbish, or other indestructible waste intended for removal, but such garbage shall be kept wholly separate and apart from such indestructible waste matter and in vessels suitable for the purpose and properly covered, and the same shall be separately removed by or under the direction of the board of street commissioners in water-tight covered receptacles or carts, under such rules and regulations as said board may from time to time establish, and at such times, not less than three times a week, from May 15th to October 15th in each year, and not less than twice a week during the balance of the year, as said board may prescribe. Said board shall make such provision for the removal, disposition, or destruction of such gar- Rev. 1898. Chap. VII, §34.

bage as shall be as inoffensive to the people of the city and as little prejudicial to the public health as possible.

Mar. 28, 1904. **§ 125. Rubbish.** No waste paper, old clothing, bedding, ashes, dirt, store and sidewalk sweepings, vegetable or animal matter or refuse or rubbish of any kind, shall be thrown or placed on any street or sidewalk in the city of Hartford, but the same shall be placed in suitable vessels and shall be removed in the manner provided in the succeeding section. All waste paper, old clothing, bedding, and refuse or rubbish of a like nature, shall be fastened together securely by tying or otherwise, and placed in suitable vessels, and shall be kept separate from all ashes, store and sidewalk sweepings, dirt, vegetable or animal matter or like refuse, which shall be placed in other suitable vessels in accordance with the preceding section.

Mar. 28, 1904. **§ 126. Removal of rubbish.** It shall be the duty of the board of street commissioners to remove such waste paper, old clothing, bedding, ashes, dirt, store and sidewalk sweepings, vegetable or animal matter or refuse or rubbish so put and deposited, free of expense to the parties depositing them, whenever it shall be necessary and proper for the same to be removed, and said waste paper, old clothing, bedding and refuse of a like nature, shall be collected and removed separately from said ashes, store and sidewalk sweepings, dirt, vegetable or animal matter or like refuse. Said vessels for the reception of such refuse and garbage and carts for removing the same shall be so constructed as to prevent the contents from being blown and spilled upon any street or sidewalk.

Mar. 28, 1904. **§ 127. Definition.** The word "rubbish," as used in sections 125 and 126 shall be construed to mean and include all waste papers, leaves of trees, small branches or twigs of trees, and cut or waste grass.

Mar. 28, 1904. **§ 128. Penalty.** The violation of any of the provisions of section 125 shall be deemed a nuisance, and any person who shall violate said section and commit said act of nuisance

shall be subject to the same penalties as are prescribed in section 442.

§ 129. License to carry garbage. No person shall be a carrier of garbage within the city without first obtaining from the board of street commissioners a permit therefor, which shall be revocable at the pleasure of said board, and no person shall carry garbage through the streets and public places of the city excepting in water-tight covered receptacles or carts, which shall be plainly numbered or otherwise suitably marked or designated as the board of street commissioners may prescribe. Rev. 1896. Chap. VII, §35.

§ 130. Whose duty to enforce provisions concerning garbage. It shall be the duty of the inspectors of the board of health, and of the officers and agents of the board of street commissioners, to see that the provisions of sections 124 and 129 of this chapter are complied with, and to report to the prosecuting attorney violations thereof. Rev. 1896. Chap. VII, §36.

§ 131. Penalty. The violation of any provisions of sections 124 and 129, or of any rule or regulation of the board of street commissioners, made in pursuance hereof to govern the removal or disposition of garbage, shall be deemed a misdemeanor, and punished by a fine of not less than one dollar and not more than five dollars for each offense. Rev. 1896. Chap. VII, §37.

§ 132. Definition of garbage. The word "garbage," as used in this chapter, shall be construed to mean all kinds of offal, swill, or other kitchen refuse, or waste liable to decay. Rev. 1896. Chap. VII, §38.

§ 133. Poles labeled. All telegraph and telephone companies owning, erecting, maintaining, or using poles located in the highways and public places of the city shall cause to be placed and kept on each pole owned, erected, maintained, or used by them a legible and durable sign, which shall state thereon the name of the company owning, erecting, maintaining, or using said pole, and which shall also bear thereon, in letters plainly visible, the words, "Post no Bills." Rev. 1896. Chap. VII, §42.

Rev. 1898. Chap. VII, §43.

§ 134. Penalty. Any company which shall neglect to comply with the provisions of the foregoing section shall forfeit and pay to the city of Hartford a penalty of five dollars for each day of such neglect.

Rev. 1898. Chap. VII, §44.

§ 135. Injuring label; penalty. Any person who shall wilfully injure, deface, or remove such signs from any telegraph or telephone pole shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall pay a fine of five dollars for each offense.

Mar. 24, 1903.

§ 136. Drain-layers licensed. No person shall make any connection with the public sewers, or lay any drain to be connected with said sewers, or open any street or public way for the purpose of laying or repairing any sewer or drain in connection with said sewers, unless he shall be licensed as a drain-layer as provided hereinafter.

Mar. 24, 1903.

§ 137. By whom. Term of license. The board of street commissioners may license as a drain layer any person believed by them to be entirely suitable and competent, who shall apply to them on forms provided for the purpose, and shall comply with the conditions governing said license. All licenses shall expire on the 31st day of December next following their date of issue unless sooner revoked.

Mar. 24, 1903.

§ 138. Bond, conditions; application for license. Every person making an application for a license as a drain-layer must file with the board of street commissioners a satisfactory bond of a surety company authorized to do business in the state of Connecticut, in the sum of two thousand dollars ($2,000), conditioned substantially that the applicant shall indemnify and save harmless the city of Hartford and said board and its agents from all suits and actions of every name and description brought against said city, or any officers of said city, for or on account of any injuries or damages received or sustained by any

person in consequence of or resulting from any work performed by said applicant, his servants or agents, or of or from any negligence in guarding said work or of or from any act or omission of said applicant, his servants or agents; that said applicant shall faithfully perform said work in all respects, and shall also replace and restore that portion of any street in which said applicant, his servants or agents, shall make any excavation, to as good condition as that in which the same was before said work was performed, and shall also keep and maintain such street in like good condition to the satisfaction of the superintendent of streets for the period of not less than six months; and that said superintendent may within said period, and with or without notice to said applicant, repair such street, and that the cost thereof shall be paid within thirty (30) days by said applicant; and that said applicant shall comply in all respects with the rules and regulations established by the board of street commissioners relative to such work, and with the terms of the permits that may be issued to him, and shall also pay all fines imposed upon him for violation of any such rule or regulation.

He shall state in his application his actual place of business, together with the name under which the business is done, and shall notify the city engineer of any change in either thereafter. He shall give personal attention to the work done under his license, and shall employ thereon none but competent men.

§ 139. Permit to open street; application. No licensed drain-layer shall make any opening in a public street until he shall have applied for and secured from the city engineer a permit for doing said work. Applications must be made on forms provided for the purpose, and signed by the drain-layer or his authorized agent. They shall specify the ownership and location of the property to be drained, and the location of the sewer connection, and shall contain an agreement to be signed by the drain-layer that he will do the contemplated work in accordance with the ordinance and the rules of the board of street commission- Mar. 24, 1903.

ers; will properly restore and maintain the street surface disturbed for a period of six months (in which period the winter months, December, January, and February, shall not be reckoned), or if not kept in condition satisfactory to the superintendent of streets, will pay all costs of repairs thereto which may be made by said superintendent; and will indemnify and save harmless the city of Hartford from all damages caused by his acts or omissions while acting under the permit applied for. The permit must be on the ground during the continuance of the work and must be shown to all authorized persons.

Mar. 24, 1903. **§ 140. City engineer to supervise; record.** The city engineer, or his authorized agents, shall locate and supervise the construction of all sewers and drains laid from their connection with the main sewer or curb line to that of the plumbing approved by the board of health in the structure drained; shall give line and grade therefor on the ground, and shall keep on file in his office an accurate record of all work done under the provisions hereof.

Mar. 24, 1903. **§ 141. Rules for opening streets.** The board of street commissioners are authorized and empowered to adopt from time to time such rules, regulations, and specifications for the conduct of the work incidental to street opening as they may deem for the best interests of the city of Hartford.

Mar. 24, 1903. **§ 142. Revocation of license.** Whenever, in the opinion of the city engineer, or his authorized agents, any licensed drain-layer violates any of the provisions of this chapter specially applicable to him, or of the rules, regulations, and specifications adopted by the board of street commissioners, the city engineer shall report the same to said board, and if the said board shall find that the charges are well founded they may revoke the license of such drain-layer.

Mar. 24, 1903. **§ 143. Penalty.** Any person who shall violate any provision of sections 136-139 inclusive shall, upon conviction, be

fined not less than five (5) nor more than twenty (20) dollars for each offense, and every twenty-four hours continuance of such violation shall be deemed a separate offense; and such person upon second or subsequent conviction for the same offense shall be punished by a fine of not less than ten (10) nor more than twenty (20) dollars.

§ 144. Manholes; license. No license shall be granted to any person or corporation to locate manholes in any public street except upon the condition that such person or corporation building and maintaining such manholes shall restore the street to the same condition as it was before, and shall keep the surface of the street for the space of two feet outside the outer edges of the frames of such manholes, paved to the satisfaction of the board of street commissioners. The size, form, material, and location of all manholes, and the size, form, and material of all manhole and water gate frames and covers used in the streets shall be approved by the city engineer. Jan. 28, 1903.

All manholes constructed in pursuance of a license as provided in this section shall be drained as required by the city engineer.

§ 145. Covers for manholes. Any person or corporation maintaining manholes or water gates in any public street shall provide and maintain such covers for said manholes and water gates as the city engineer may prescribe, and shall also keep in repair to the satisfaction of the board of street commissioners the surface of the street for the space of two feet around the outer edge of the frames of said manholes or water gates. Jan. 28, 1903.

§ 146. Penalty. Any person or corporation violating the provisions of the two preceding sections shall, upon conviction thereof, forfeit and pay a fine of not exceeding twenty-five dollars for each and every day of such violation. Jan. 28, 1903.

§ 147. Licenses, conditions of. All licenses of the court of common council or board of street commissioners, shall be subject, in all cases, to the conditions that the person to whom the same are granted shall be liable to any party who Rev. 1898. Chap. VII, §26.

shall receive actionable injury through the exercise of such license, and shall also be liable to indemnify and reimburse the city by reason of the exercise of such license; and such conditions shall be obligatory without other notice than that to be implied from this section upon any person who shall receive such license.

Mar. 26, 1901. **§ 148. Bounds of streets.** The board of street commissioners shall cause the streets and highways within their jurisdiction to be defined and marked in the following manner:

At the beginning and termination by stone, steel, or iron bounds on each side, and a stone, steel, or iron bound at each angle or deflection between the beginning and termination, and at such intermediate points as the grades of the streets or their conditions render necessary.

Stone bounds shall be not less than four inches square by two feet in length with a mark on top. Steel or iron bounds shall be not less than one inch in diameter, if round, or not less than one inch square, and shall be at least two and one-half feet in length.

Mar. 26, 1901. **§ 149. City engineer to set, fix size, etc.** It shall be the duty of the city engineer, subject to the approval and direction of the board of street commissioners, to set such highway bounds, and to expend for that purpose such appropriations as the court of common council may annually make, until all the public streets of the city shall have been so marked and defined; and the board of street commissioners shall indicate from time to time the streets and highways to be so marked and defined.

The size, shape, material, and manner of setting such bounds, subject to the above specifications, shall be determined by the city engineer, and such bounds shall be set upon the street line or upon such uniform offset line, parallel thereto, as he shall deem advisable, provided that such offset line shall be at uniform distance from the street line which it is intended to define.

§ 150. Street sprinkling. Except as it may be the duty

of street railway companies under acceptance of the resolution of the court of common council, March 19, 1894, and as subsequently amended, to water or sprinkle portions of streets, the city of Hartford shall sprinkle streets or portions of streets designated by the board of street commissioners. Said watering or sprinkling shall be done at such times and in such manner as said board may direct, except as hereinafter stated. Said board is authorized to purchase such watering or sprinkling carts and devices as may be necessary or convenient for the use of said city, or to secure through the board of contract and supply a contract with the lowest responsible bidder for such watering or sprinkling.

§ 151. Assessment. The entire cost of sprinkling such portions of the streets shall be assessed as special benefits upon the real estate and interest therein abutting on such streets or portions thereof, the city being chargeable with street intersections. Such real estate and interest therein are hereby declared to be benefited by such sprinkling in proportion to their several and respective frontages upon such streets or portions thereof. The procedure of said board and manner of assessment of the cost of said sprinkling shall be as follows:

Before the work of sprinkling in any year shall be begun, said board shall publish twice in two daily newspapers, in accordance with the ordinance relating to city advertising, a list of all streets or parts of streets intended to be sprinkled during such year, and an estimated assessment of the cost of such work per front foot of the land abutting on such streets or parts thereof, together with a notice to all persons who may be interested in such estimated assessment or in the sprinkling of streets, to appear before said board on a day to be designated in said notice, and be heard relative to such assessment or to such sprinkling. Said board may then revise such assessment or such list of streets to be sprinkled, as it shall see fit, in view of the objections or petitions of any such persons.

§ 152. Assessment, Con. After such work of sprinkling shall be completed, said board shall compute the actual

cost of such sprinkling per front foot of land abutting on each street or part of a street sprinkled. In case such actual cost shall be less than the estimated assessment per front foot referred to in section 151, said board shall make a proportionate deduction therefrom, but in no case shall such assessment per front foot be greater than the estimated assessment aforesaid. Said board shall make a list, as of October 1st, of the current year, of all persons owning lands abutting upon streets so sprinkled, and shall compute the amount to be finally assessed upon each, and shall report the same to the court of common council. Said court of common council shall accept said report, with such amendments as it shall deem proper, provided that the assessment upon no person shall be made greater per front foot than the estimated assessment aforesaid. Said court shall fix a day upon which said assessment shall become due and payable, and shall report said assessment to the collector and said assessment shall thereupon become binding and conclusive upon all parties.

§ 153. Extra sprinkling. In case the board of street commissioners shall in any year deem it desirable to water any one or more streets or parts of streets not included in the original list, it shall first publish a special notice in the manner provided for the general notice in section 151, giving the name or names of such one or more streets or parts of streets, a statement of the estimated assessment per front foot, and a notice of hearing as provided in section 151, and it may after hearing proceed to water such one or more streets or parts of streets and to make assessments therefor as in the case of streets or parts thereof in the original list.

§ 154. Collection, lien. The collector shall proceed to collect all such assessments for street sprinkling from the owners of the lands assessed as soon as such assessments become due by vote of the court of common council. Each such assessment shall be and remain a lien upon such land from the first day of October of the current year, *provided,* that such assessment shall not remain a lien for a longer period than two months after the day upon which it shall become due and payable, unless within

that time the collector shall lodge with the town clerk of the town of Hartford for record a certificate of lien for such assessment, signed by him as collector, describing with reasonable certainty the amount assessed and the lands upon which it was assessed, and stating that such assessment was made for street sprinkling.

§ 155. Care of trees in highways. Any and all powers, duties and authority of the city in reference to the care, control, preservation and removal of trees now or hereafter standing in the highways within said city, and the setting out of additional trees, shrubs or vines within such highways, are hereby imposed upon the board of street commissioners of the city of Hartford. Mar. 12, 1907.

§ 156. City forester. Said board of street commissioners may, for the purpose of carrying out the provisions of section 155 hereof, appoint, and from time to time remove, a city forester, who shall, in general, act under the direction of the board of street commissioners in reference to the duties placed upon said board by section 155 hereof, and shall perform such other special duties in reference to trees in highways as may be required of him by said board under the provisions of the charter and ordinances of the city and the laws of the state. Idem.

§ 157. Report of forester. Said city forester shall annually, or oftener at the discretion of said board, report in writing thereto, stating what he has done in the performance of his duties and what he recommends shall be done by the board of street commissioners or other municipal authorities in reference to the preservation of trees now standing in the highways of said city and the setting out of additional trees, shrubs and vines. Idem.

§ 158. Payment of forester. The board of street commissioners shall annually in its request to the board of finance and the court of common council for the expenses of said board, include therein an item for the pay of such city forester, which shall not be more than $5.00 per day, and the estimated necessary expenses of carrying out its duties under the preceding three sections. Idem.

CHAPTER IX.

FIRE DEPARTMENT.

Rev. 1896. Chap. VIII, §1.

§ 159. Fire board. There shall be a board of fire commissioners of the city of Hartford, consisting of six electors of said city, and each commissioner shall hold his office for three years and until his successor is appointed and qualified.

Rev. 1896. Chap. VIII, §2.

§ 160. Payment of expenses. No pay shall be allowed any of such commissioners for any services rendered by him in the discharge of his duties as such commissioner; but his necessary expenses and disbursements in the execution of the duties of his office shall be paid from the city treasury, when allowed by the court of common council.

Rev. 1896. Chap. VIII, §3.

§ 161. President. Said board shall appoint one of their number president, who shall be the executive officer of the board, and serve at their discretion, with such powers and duties as they shall prescribe.

Mar. 26, 1907.

§ 162. Clerk. The board of fire commissioners shall appoint some person to act as clerk of said board to keep the records thereof and to perform such other duties as may be prescribed by said board or by the court of common council. He shall devote his entire time during ordinary business hours to the work of the department. He shall hold his position during good behavior, and shall be removed only for cause, which shall not be political.

Rev. 1896. Chap. VIII, §5.

§ 163. Management of fire department. Said board shall have the general management and control of the fire department of said city in the manner hereinafter provided, subject, however, to the ordinances of the city and to the orders of the court of common council.

§ 164. Appointments, suspensions. The fire commissioners shall have power to appoint the requisite number of persons to perform the duties of their several positions as set forth in this chapter, who shall hold their places during good behavior, and until removed for cause. But no person shall be appointed to any office without the assent of at least four of said commissioners. Said commissioners shall have power to suspend or expel any member of any company, and to disband or reorganize any company. Rev. 1898. Chap. VIII, §6.

§ 165. Rules, uniforms, discipline, record. It shall be their duty to prescribe the specific duties of each employee by rules and regulations to be adopted by them, and they shall have power from time to time to alter, repeal or amend the same. They shall adopt suitable uniforms to be worn by the officers and employees. They shall be responsible for the discipline and proper conduct of the officers and employees of the department. They shall keep a record of all their proceedings, subject to the inspection of the mayor and members of the court of common council. Rev. 1898. Chap. VIII, §§15, 6, 11.

§ 166. Purchase and care of apparatus. It shall be the duty of said board, subject to the charter powers of the board of contract and supply, to purchase for the city such apparatus and other personal property as may be necessary for the wants of the department; to sell or exchange the same in the manner provided by the ordinances of the city; and to make or cause to be made necessary alterations, additions or repairs to the property under their care, whether real or personal, having first estimated the probable expense of the same. No real estate, however, shall be purchased, sold or exchanged by said board without the authority of the court of common council. Feb. 13, 1900.

§ 167. Officers. There shall be the following officers of the fire department: Chief of the fire department, deputy chief of the fire department, second deputy chief of the fire depart- Rev. 1898. Chap. VIII, §7.

ment, third deputy chief of the fire department, electrical inspector, assistant electrical inspector. Of these all shall be permanent men except the second and third deputy chiefs, who shall be callmen.

Rev. 1898. Chap. VIII, §18.

§ 168. Duties of chief. The chief shall have command of the fire department and general supervision of the fire apparatus and of the engine and other houses of the city used for the purposes of the fire department, and he shall report the condition of the same to the board of fire commissioners as often as it may be expedient and whenever directed by said board or the court of common council. He shall give his undivided attention to the duties of his office. It shall be the duty of said chief to receive and transmit to the said fire commissioners, for the use of the court of common council, all the returns of the officers, members, and fire apparatus made by the respective companies, and all other communications relating to the affairs of the fire department; to keep proper and exact rolls of the respective companies, specifying the time of admission and discharge, and age of each member, which he shall report in writing to said fire commissioners, who shall safely file and preserve such reports.

Rev. 1898. Chap. VIII, §14.

§ 169. Deputy chiefs. In case of the absence or disability of the chief, the deputy chief shall act in his stead and exercise all his powers. In case of the absence or disability of the chief and deputy chief, the second deputy chief, and in case of his absence or disability also, the third deputy chief, shall act in the stead of and exercise all the powers of the chief.

Rev. 1898. Chap. VIII, §19.

§ 170. Police powers of officers. The chief and his deputies are hereby authorized to exercise the powers of police officers in going to, while at, and returning from any fire that may occur, or any fire alarm; and they shall have the use and control of any and all the hydrants and reservoirs belonging to the city during the continuance of fires.

The chief, and in case of his absence the senior deputy chief present, shall have authority, in case the duties of the department require it, to interrupt and prevent travel upon any highway or highways or portion thereof for such period as he may deem necessary, and to remove any person or property from such highway or highways or portions thereof or from private property in the vicinity of the fire. If any person shall remove or assist in removing any property or obstruction placed in, upon or across any such highway or highways or portions thereof, or premises in the care of the fire department during a fire, by the fire department in the course of its duties, or if any person shall neglect or refuse to obey any order or command of any officer of the fire department in charge at a fire, he shall be fined five dollars. Rev. 1898. Chap. VIII, §21.

§ 171. Duties of electrical inspectors, lineman. It shall be the duty of the electrical inspector and the assistant electrical inspector to have charge of the fire alarm service and of the police telegraph system. It shall further be their duty to inspect as often as may be necessary, all wires or conduits for carrying currents of electricity within the city of Hartford, and to report forthwith to the party owning or operating such wires or conduits any and all structural and other defects in the placing, location or operation of the same, and which, in the judgment of such inspector or assistant are, or may become, dangerous to person or property, and to suggest such remedy for any such defects as they may think best suited to meet the circumstances of the case. They shall also cause to be removed all wires not in service, and such as are commonly known as dead wires, and shall report to the court of common council for action all cases in which the party owning or controlling the same shall refuse or neglect to remove them, after notice from the electrical inspector or his assistant in writing so to do, and they shall require the parties owning or operating any dangerous or defective wire or wires to remedy the difficulty immediately, in accordance with their suggestion, or to their satisfaction. In case of emergency the electrical inspector or his assistant may Rev. 1898. Chap. VIII, §26.

take summary measures for removing such wires as may be, from their continued existence, dangerous to persons or property.

There shall be a lineman who shall assist the electrical inspector and be subject to his orders.

Rev. 1898. Chap. VIII, §27.

§ 172. Report by electrical inspector of neglect to comply with his orders. Should any party refuse or neglect to comply within a reasonable time with such requirements of the electrical inspector or his assistant, he shall report that fact to the court of common council at its next meeting, and request action thereon, and shall submit with such report a draft of such order as, in his judgment, shall be required in the premises, and shall recommend the passage of the same; and the common council, at the same, or its next subsequent meeting, shall act upon such order, pursuant to the provisions of the general statutes of the state relating to the direction and control of electrical construction by municipal bodies.

See R. S. 3905.

Rev. 1898. Chap. VIII, §7.

§ 173. Fire companies. There shall be the following fire companies :

Engine Companies Nos. 3 and 4. Two steam self-propelling fire-engine companies, each consisting of the following employees: One foreman, one engineer, one stoker, one tillerman, one hose driver, and four hosemen.

Engine Companies Nos. 1 and 2. Two steam fire-engine companies, each consisting of the following employees: One foreman, who shall also be a pipeman, one engineer, one stoker, one engine driver, one hose driver, and three hosemen.

Engine Companies Nos. 5, 6, 7, and 8. Four steam fire-engine companies, each consisting of the following employees: One engineer, one engine driver, one hose driver, and one stoker, who shall be permanent men; and one foreman, two bunkers, and six hosemen, who shall be callmen.

Engine Company No. 12. A steam fire-engine company consisting of the following employees: One foreman, who shall also

be a pipeman, one engineer, one engine driver, one hose driver, and an additional pipeman, all of whom shall be permanent men; and three bunkers and three hosemen who shall be callmen.

Engine and Truck Company No. 14. Consisting of the following employees: One foreman, who shall also be a pipeman, one engineer, one engine driver, one hose driver, one truck driver, one stoker, two hosemen, and four laddermen.

Chemical Companies Nos. 9, 10, and 11. Consisting of the following employees: One driver, one assistant driver, and two pipemen, who shall be permanent men. One of said men shall be designated as foreman of his company by the board of fire commissioners.

One truck company consisting of the following employees: One foreman, two drivers, one assistant driver, two tillermen, and nine laddermen who shall be permanent men.

§ 174. Additional men. The board of fire commissioners are hereby authorized to employ from time to time additional men for such work in the fire department as they shall respectively be assigned to perform to act in the place and stead of regular employees and permanent substitutes when such permanent men and substitutes are absent on vacation, provided however, that at no time the number of such additional men in the employ of the fire department shall exceed ten. The pay of such additional men while so employed shall be at the rate of eight hundred dollars per year. Mar. 13, 1906.

Said board is authorized to employ thirteen permanent substitutes. Feb. 26, 1907.

§ 175. Foremen of engine companies. All foremen of engine companies who are callmen shall hereafter during the hours from 11 o'clock P. M. to 5 o'clock A. M on all days, vacation time excluded, remain in their respective engine houses except when called outside by their duties as firemen. July 10, 1907.

§ 176. Engineers of fire engines to be machinists. No person shall hereafter be appointed to the position of engineer Rev. 1899. Chap. VIII, §9.

of any steam fire-engine company unless he shall be a practical machinist.

Rev. 1898. Chap. VIII, §§8, 10.

§ 177. Equipment of fire companies. The steam fire-engine companies shall each have one steam fire-engine, one hose wagon, and necessary horses, hose and apparatus. The Steam Engine and Truck Company No. 14 shall have one steam engine, one hose wagon, and one truck and necessary horses, hose, and apparatus. The chemical engine companies shall each have one chemical engine and necessary horses and apparatus. Said companies shall be located at such points as the commissioners shall designate.

Rev. 1898. Chap. VIII, §22.

§ 178. Demolition of buildings. Whenever it shall be necessary to demolish any building in said city, in order to stop the progress of fire, the chief may cause the same to be done, having first obtained the consent of the mayor thereto, or, in the absence of the mayor, the consent of any fire commissioner.

Rev. 1898. Chap. VIII, §23.

§ 179. Gifts; penalty. No officer or member of the fire department shall demand or accept from any person or persons, directly or indirectly, any money, present, or other valuable article for any services rendered or to be rendered, except the pay or legal charges as prescribed by the ordinances of said city; and every person violating the provisions of this section shall be immediately discharged from the service of said department, and shall forfeit all claim to any money due him from said city for services rendered.

Rev. 1898. Chap. VIII, §24.

§ 180. False alarm; penalty. If any person shall knowingly give a false alarm of fire in said city, or shall knowingly proclaim that any fire is extinguished or out when it is not, such person shall be fined twenty dollars.

Rev. 1898. Chap. VIII, §25.

§ 181. Naked light in barn; penalty. If any person shall carry into any barn or hayloft any lighted candle or lamp not enclosed in a lantern, or any lighted cigar or pipe, such person shall be fined five dollars.

Rev. 1898. Chap. VIII, §17.

§ 182. Penalty for wrongfully wearing uniform. If any person not a member of the fire department shall use the

uniform determined upon by the fire commissioners, or any part thereof, such person or persons shall be fined not less than five dollars, nor more than twenty-five dollars for each and every offense.

§ 183. Penalty for injury to apparatus. If any person or persons shall injure, deface, or in any manner destroy any city fire apparatus, or if any person or persons shall hinder or obstruct any city fire company, hose, or truck company or any member thereof, from freely passing along the streets of the city to or from a fire, or in any manner hinder or prevent any of said fire companies, or any member of the same, from operating at any fire, each and every person or persons so hindering, obstructing, or preventing, shall be fined not less than five dollars, nor more than twenty dollars for each offense. Rev. 1898. Chap. VIII, §18.

§ 184. Treatment of injured firemen. The necessary expenses hereafter incurred by any member of the fire department in being treated for injuries sustained while in the actual performance of duty shall be paid by the city of Hartford out of the general appropriation for the fire department as hereinafter provided. Such expenses, except first aid and minor injuries, shall not be paid unless they be incurred by or on account of such injured fireman for treatment at a regularly incorporated hospital and in accordance with the report and recommendations of the board of fire commissioners to the court of common council. Upon such recommendation of the board of fire commissioners the court of common council shall order the controller to draw his order upon the treasurer for the payment of the amount so recommended. July 10, 1906.

CHAPTER X.

POLICE DEPARTMENT.

Rev. 1898. Chap. IX, §1.

§ 185. Police board. There shall be a board of police commissioners of the city of Hartford, consisting of six electors of said city, and each commissioner shall hold his office for three years and until his successor is appointed and qualified.

Rev. 1898. Chap. IX, §2.

§ 186. Payment of expenses. No pay shall be allowed to members of the board of police commissioners for any service rendered by them, but the actual expenses and disbursements of said board incurred in the performance of its duties shall be paid from the city treasury when allowed by the court of common council.

Rev. 1898. Chap. IX, §3.

§ 187. Powers. Said commissioners shall have the general management of the police department of said city, and make all needful rules and regulations for the government thereof, not contrary to law, and subject to the orders of the court of common council, and said board may prescribe suitable penalties, including suspension or removal from office for the infringement of its rules.

Rev. 1898. Chap. IX, §4.

§ 188. Mayor presiding officer. The mayor shall be *ex-officio,* the presiding officer of the board of police commissioners, and shall have the casting vote in all cases where there shall be a tie vote of said board; *provided,* that he shall have no vote in the appointment of any member of the police force.

Rev. 1898. Chap. IX, §5.

§ 189. Clerk. The board of police commissioners shall appoint some person to act as clerk of said board, who shall keep the records thereof.

§ 190. Police department, how constituted. The police department shall consist of one chief of police, one cap-

tain, one lieutenant, two detective sergeants, who shall perform general detective service, not more than six sergeants, one of whom, under the direction of the mayor, may be assigned as inspector of licenses and public vehicles, one police matron, ninety regular policemen, and not more than 100 supernumerary policemen, any of whom may be called into service by the chief of police, whenever, in the opinion of the board of police commissioners, their services may be needed. Hereafter all appointments as regular policemen shall be from the supernumerary force. No supernumerary policeman shall be appointed to the permanent force until he has performed active service for at least six months. The board of police commissioners may appoint and employ in addition to the ninety regular policemen above provided for, ten additional regular policemen who shall serve as patrolmen. Mar. 12, 1901. June 29, 1898. Mar. 12, 1901. Mar. 27, 1906.

§ 191. Appointments, term, removals, suspensions, penalties. All members of the police department named in the preceding section shall be appointed by the board of police commissioners, and shall hold their office during good behavior, and until removed for cause. But no person shall be appointed to any office in the department without the assent of at least four members of said board. And no member of said department shall be removed unless upon a complaint in writing (a copy of which shall be furnished to him), and after he shall have had a reasonable time, not less than six days, to prepare a defense thereto; such complaint shall be made to the board of commissioners, and may be made by any person whomsoever; *provided,* that any four members of said board may remove or suspend for cause any member of said department without charges being preferred. The chief of police, the captain of police, the mayor, and the police judge, or any member of the board of police commissioners shall have power to suspend policemen from office for cause; but such suspension shall not continue for more than twenty-four hours thereafter, unless the person ordering such suspension shall, within that time, Rev. 1898, Chap. IX, §7.

notify the said board in writing of such suspension, the ground of such suspension, and the names of witnesses to sustain such charges. After notice shall have been given to the accused, the said board, or a committee of their own number, to be appointed by them, shall hear and examine witnesses, under oath or affirmation, upon the charges and in defense; and said board may continue the suspension, remove the accused from office, or restore him to duty. In all cases in which the suspension is continued, the person suspended shall be deprived of his pay and of all the rights, privileges, and powers of a police officer, from the date of his suspension. The violation of any law of the state, of any ordinance of the city, or of any rule or regulation of the police department, shall, if proved, be punished by suspension or dismissal from the force.

Rev. 1898. Chap. IX, §8.

§ 192. Residence of policemen. The office of any member of the police force shall become vacant whenever said member ceases to reside within the limits of said city.

Rev. 1898. Chap. IX, §9.

§ 193. Policemen must not engage in other occupation. No person, while employed as a regular member of the police force, or an officer of the same, shall engage directly or indirectly, in any other occupation for pay, hire, reward, or compensation of any kind whatsoever, and no officer, policeman, or supernumerary policeman, shall demand, accept, or receive any compensation, present, or reward, for services rendered or to be rendered, except as hereinafter provided.

Rev. 1898. Chap. IX, §10.

§ 194. Regulation of service not for city. Charge. Whenever the services of any member or members of the police force may be required by persons, other than the city of Hartford, the chief of police may, if, in his judgment, the interests of the city will not suffer thereby, detail such member or members of the force as he shall judge expedient, and shall charge such persons for said services so rendered such sums as may be established by the board of police commissioners, and which sums shall not be less than three dollars a day for each police-

man so employed, in addition to the necessary expenses. The chief of police shall keep in a book kept expressly for that purpose a true and correct account of all such services performed, the names of the persons for whom, and the names of the policemen by whom performed, the time spent, and expenses incurred, the sums charged, the amount and dates of payment, together with such other memoranda as, in his opinion, may be proper.

§ 195. Penalty for receiving presents or reward; for failure to report outside service, etc. No member of the police force shall perform any services as above specified except by order of the chief, captain, or lieutenant of police, and any officer or member of the force who shall demand, accept, or receive, directly or indirectly, any money, presents, or valuable articles for services so rendered, or to be rendered, except the legal charges as fixed by the police commissioners, or who shall neglect for more than twenty-four hours after the performance of such service to report the same in writing to the chief of police, with his legal charges and expenses, or who shall neglect, for more than twenty-four hours after receiving such payments, to pay over the full amount so received to the clerk of the board of police commissioners, shall be dismissed from the force. And it shall be the duty of the clerk of the board of police commissioners to deposit on the first day of each month, with the city treasurer, all moneys received by the police force, in accordance with this and the preceding section, and to take from the city treasurer a receipt therefor. Rev. 1898. Chap. IX, §11.

§ 196. Fund for payment of supernumeraries. All moneys received by the treasurer of the city of Hartford for services rendered by members of the police force, under the provisions of sections 194 and 195 of the revised ordinances, shall be and the same are hereby constituted a special fund for the payment of all supernumerary policemen rendering special services as provided in said sections; and all the moneys hereafter and from time to time so received by said treasurer shall Jan. 26, 1904.

be and the same are hereby appropriated to the police department for the pay of its members so employed, in the same manner as is provided in section 197 of the revised ordinances.

Rev. 1898. Chap. IX, §12.

§ 197. Payment of salaries. Vouchers. Assignment of fees. The controller shall draw his order on the city treasurer semi-monthly, for the pay of each member of the police force, and the certificate of the chief of police, countersigned by a member of the board of police commissioners, shall be his sufficient voucher therefor, except in the case of the chief of police, when the certificate of a member of the board shall be sufficient. No fees or compensation, other than is herein provided, shall be charged or received by any member of the police department; but each member of said department shall, before being qualified for the discharge of the duties of his office, execute, in writing, a transfer and assignment of all his interest in any fees which may be taxed in his favor, in the police court of the city, to the treasurer of the city, for the benefit of said city; and no member of the department shall be entitled to receive any salary for any services rendered by him until such transfer and assignment shall have been executed by him to the satisfaction of the board of commissioners, and lodged on file in the office of the city treasurer.

Sept. 14, 1898.

§ 198. Leave of absence. Each member of the regular force of policemen shall hereafter have a leave of absence of two days in each month of every year.

Sept. 14, 1898.

§ 199. Vacations. Each member of said regular force of policemen shall have in addition to said leave of absence five days' vacation in every year. Such leave of absence and vacation shall be without deduction of pay.

Aug. 13, 1907.

§ 200. Leave of absence for supernumerary policemen. The board of police commissioners are hereby authorized to grant supernumerary policemen of the city of Hartford, who are doing regular police duty, two days' leave of absence with-

out loss of pay during any one month, while so employed. Nothing in this section, however, shall be deemed to authorize such grant unless such supernumerary policeman is assigned to perform and is performing regular police duty for a continuous period of at least one calendar month.

§ 201. Powers of policemen. Each officer and member of the police force shall have, within the city, the same powers as to the service of criminal process and the arrest of offenders that constables of towns have within their respective towns. Rev. 1898. Chap. IX, §13.

§ 202. Duties of chief. Quarterly report. Records, complaints, etc. It shall be the duty of the chief of police, under the direction of the police commissioners, to superintend, command, and be responsible for the police department, and once in three months or oftener to report its state to the court of common council through the board. The court of common council shall provide him with an office, wherein he shall keep all the records of the police department, and shall also keep a roster of all the officers and members of the police force, and all reports shall be made to him at said office, which shall be the headquarters of the department. He shall receive from any subordinate member of the police force, and from every other person, all complaints of violations of any law of the state, or ordinance of the city, and shall see that the same are prosecuted according to law. He shall, from time to time, designate the officers to attend the police court, and to serve notices; and in case of the absence of any regular policeman from duty, shall appoint a supernumerary policeman to take his place. Rev. 1898. Chap. IX, §14.

§ 203. Duties of captain. The captain of police, in case of the absence or disability of the chief of police, shall discharge the duties of said chief. He shall also, at all times, under the direction of said chief, have the management and control of said police force. He shall be on duty at such times and places as shall be ordered by the board of police commissioners, and shall receive and execute all orders received from them through the chief of police, when said chief of police shall be Idem.

on duty. He shall, in connection with the lieutenant, have charge of the station house, and all persons who shall be committed to or confined in said station house, shall be in his custody and control, by whomsoever arrested; and it shall be his duty to inquire into the charges made against any person so committed; and he shall cause them to be legally brought before the police court for trial, and shall see that the witnesses against them are duly summoned.

Mar. 12, 1901. **§ 204. Duties of detective sergeants.** It shall be the duty of the detective sergeants to assist in the detection of criminals, to investigate complaints, to aid in the preparation of cases for trial, and otherwise to assist in bringing offenders to justice.

Rev. 1898. Chap. IX, §15. **§ 205. Detention in and discharge from station house.** No person shall be committed to or detained in the station house, or discharged therefrom, without the knowledge or consent of the chief of police, or captain, or the lieutenant, when acting in his place, and then only as provided by law.

Rev. 1898. Chap. IX, §16. **§ 206. Duties of lieutenant. Station house.** Either the captain or lieutenant shall be at the station house, except when both are necessarily absent, in which case a sergeant or policeman shall be deputed by the chief of police to take charge of the same; and while so taking charge, he shall have the same authority over and shall discharge the same duties in relation to the station house as the captain when on duty. The lieutenant of police shall, in the absence or disability of the captain of police, discharge all the duties incumbent on said captain, and also such special duties as shall be required of him by the board of police commissioners, the chief of police, or captain of police.

Rev. 1898. Chap. IX, §17. **§ 207. Duties of policemen.** It shall be the duty of policemen to obey such lawful orders and directions as they shall receive, from time to time, from their superior officers re-

specting their duty; and it shall be their duty to guard the city day and night; to report to the chief of police, through the captain, all violations of city ordinances, all suspicious persons, all houses of ill-fame, all pawnbroker shops, and shops for the purchase and sale of second-hand articles, all gaming houses, and all disorderly and suspicious places of resort. They shall preserve the public peace, and render all possible assistance to the ministers of the law. They shall direct strangers the nearest way to their places of destination, and when necessary shall see that they are accompanied by a member of the force. They shall, when necessary, attend the police court, and shall serve the process of said court, and shall be subject to the orders and directions of said court. They shall especially attend to keeping the streets and sidewalks of the city clear of all unlawful obstructions, and shall report such obstructions to the chief of police, who shall take immediate steps to remove the same.

§ 208. Duty at fires. All policemen not otherwise specially employed shall, on the breaking out of a fire, immediately repair to the vicinity thereof, and use their best endeavors to save and secure property. Rev. 1898. Chap. IX, §18.

§ 209. Qualifications of policemen. Oath. Every person appointed to an office in the police department shall be, at the time of his appointment, a citizen of the United States, and a qualified voter of the city, and capable of speaking, reading, and writing the English language; and shall, before exercising any functions of his office, make oath or affirmation, before some competent authority, that he will support the constitution of the United States, and the State of Connecticut, and that he will faithfully discharge the duties of the office to which he shall have been appointed; and shall cause a certificate of such oath or affirmation to be lodged in the office of the board of police commissioners. Rev. 1898. Chap. IX, §19.

§ 210. Discipline. Penalty. Every member of the force who shall, while on duty, enter any drinking, or bawdy, or otherwise disorderly house, unless to suppress disturbance, or Rev. 1898. Chap. IX, §20.

upon the order of his superior officer, or shall interfere in any caucus or primary election, or shall attempt, either directly or indirectly, to influence any elector in the exercise of his right of voting or shall attend at any poll or voting place unless so directed by his superior officer, shall be removed from his place in said department, and be ineligible to reappointment for the term of one year.

Rev. 1898. Chap. IX, §21.

§ 211. Police power of mayor. The mayor and the chief of police shall each have authority, with force and strong hand when necessary, to suppress all tumults, riots, and unlawful assemblies, and to arrest without warrant and commit to the station house, for any time not exceeding twenty-four hours, any person or persons who shall be detected in behaving in a disorderly manner, to the disturbance or annoyance of the peaceable inhabitants of the city; each of them shall have power to enter any house or building which he has reasonable cause to suspect to be inhabited by persons of ill-fame, or to which persons of dissolute, idle, or disorderly character are suspected to resort; and if any dissolute, disorderly, or vagrant persons are found assembled in any such house or building he shall command all such persons immediately to disperse, if in his opinion the good order of any portion of the city require it; and in case of neglect or refusal to obey such command, he is hereby authorized and empowered to commit without warrant, any person or persons so disobeying, to the station house for a term not exceeding twenty-four hours; and each of them shall have and exercise, within the limits of the city, all the powers given to sheriffs or other officers by section 1277 of the revised statutes, and may at all times, if necessary, require the aid of any city or deputy marshal, constable, policeman, or any and all of them, or any other person or persons.

Rev. 1898. Chap. IX, §23.

§ 212. Resisting officer. Penalty. Every person who shall hinder, obstruct, resist, or abuse the mayor, or any city or deputy marshal, or constable, police officer, or policeman in the

execution of his office, or, when commanded to assist him therein, shall refuse or unreasonably neglect to do so, shall forfeit and pay a fine not exceeding fifty dollars.

§ 213. Crowds. Refusal to disperse. Penalty. It shall not be lawful for persons to assemble idly and remain in crowds or for any person to stand or remain idly upon the sidewalks, crosswalks, or walks upon the public parks, or before churches, or before or within the cemeteries within the city, and all persons, to the number of three or more, so assembling and refusing to disperse when commanded by the mayor, the city marshal or his deputy, or by any police officer or policeman, special constable, sheriff, deputy sheriff, constable, or justice of the peace, and any person so standing or remaining idly, may be arrested and forthwith brought before the police court, or, if it be not in session, such person or persons may be confined in the station house until the next day upon which it shall be holden; and every such person shall be punished by a fine not exceeding thirty dollars. Rev. 1898. Chap. IX, §24. Rev. 1898. Chap. IX, §25.

§ 214. Peddlers. Licenses. No person who is not a resident of the city of at least three months' standing shall sell or offer for sale within the city any goods, wares or merchandise, unless he shall have obtained a license so to do from the chief of police. This section, however, shall not apply to occupants of stores or shops within the city or to persons selling charcoal or the produce of farms or gardens of this state. Rev. 1898. Chap. IX, §26.

§ 215. Fees for same. The license required by the provisions of section 214 shall be in addition to any other license required by the existing laws of this state, or of the United States, and the party licensed shall pay therefor the following license fees, viz.:

	Day.	Week.	6 Mo.	12 Mo.
Single team and hand-cart,	$1.00	$4.00	$10.00	$15.00
Double team, . .	$1.50	$6.00	$15.00	$20.00
For foot peddlers, . .	$1.00	$3.00	$4.00	$6.00

Non-residents doing business outside of highway and not occupying a shop or store:

Transient, $5 a night, $20 a week.
Permanent, $20 six months, $25 a year.

Rev. 1898. Chap. IX, §27.

§ 216. Rag pickers. Licenses. No person shall engage in the business of collecting rags, paper, glass, old metals, junk, cinders, or other waste matter within the city of Hartford, or go about in the streets, alleys, and public places in said city, for the purpose of collecting, purchasing, or bartering for the same, without first having obtained a license so to do from the chief of police, which said license may contain such conditions as he may deem expedient, and shall be revocable at his pleasure, upon notice. The fee for such license shall be two dollars.

Rev. 1898. Chap. IX, §27.

§ 217. Regulation. No person so licensed as a rag picker shall pursue his said business between the hours of six in the evening and seven in the morning.

Rev. 1898. Chap. IX, §§28, 29.

§ 218. Bootblacks. Licenses. No person shall engage in the business of boot or shoe black in any of the streets, alleys, or public places in the city of Hartford, without first having obtained a license so to do from the chief of police. Said license shall be issued without fee and in the discretion of said chief, and shall be revocable at his pleasure. All applications for such license, if by a minor, shall be made in his behalf by his parent, guardian, or next friend.

Rev. 1898. Chap. IX, §30.

§ 219. Permission to use regular place on street. No person so licensed as bootblack shall adopt or use as a regular place for exercising his vocation, any part of the streets, alleys, or other public places of the city, without first having filed with the chief of police the consent in writing of the owner or tenant of the building or premises adjoining which he intends to exercise his vocation.

§ 220. Expiration and revocation of licenses. All licenses, granted as aforesaid, shall, unless sooner revoked, expire on the first day of April after the date thereof, and the chief of police shall have the power to revoke any license already given at any time, for cause. Rev. 1898. Chap. IX, §31.

§ 221. Badges; marks on wagons. Every person licensed as aforesaid shall, while exercising his vocation, wear conspicuously upon his left breast a suitable badge designed and furnished by the chief of police, with the words "Licensed Vender," "Rag Picker," or "Bootblack," as the case may be, and the number of his license plainly inscribed thereon, of which badge the person licensed shall pay the cost when the same is furnished, and each such licensed vender, when using, for the purpose for which he is licensed, a wagon, cart, or vehicle, shall have plainly displayed upon both sides of such wagon, cart, or vehicle, the words "Licensed Vender," and the number of his license. Rev. 1898. Chap. IX, §32.

§ 222. Record of licenses. It shall be the duty of the chief of police to keep a record of all licenses granted under this chapter in a book provided for the purpose, giving the number and date of each license, the name, age, and residence of the person licensed, and the amount of license fee paid; and also the date of all licenses revoked. And said chief shall further keep a detailed account of all his receipts from such licenses, and make a return thereof annually to the city treasurer. Rev. 1898. Chap. IX. §33.

§ 223. Penalty. Any person who shall violate or fail to comply with any of the provisions of sections 214, 216, 217, 218, 219, or 221 shall be deemed guilty of a misdemeanor, and upon conviction thereof, fined not more than fifty dollars for each and every offense. Rev. 1898. Chap. IX, §34.

§ 224. Permit to carry concealed weapons; record, revocation. The chief of police shall, in his discretion, issue permits to carry concealed weapons. When issuing any such per- Mar. 27, 1906.

mit, he shall take a full description of the person to whom the permit is granted with name, address, and the particular reason why such permit is asked for, and shall state in the permit the term for which it is to continue, and the said chief of police shall keep a numbered duplicate in book form of the original permit. Said chief may revoke for cause any permit granted by him under this section before the expiration of the same, and when said permit is revoked said chief shall give or cause to be given written notice of said revocation.

May 13, 1902. **§ 225. Enforcement of dog laws.** The powers and duties relating to the administration and enforcement of the laws concerning dogs, vested by law in the selectmen of the town of Hartford prior to the act consolidating the town and city of Hartford, shall be vested in and exercised by the chief of police.

Feb. 13, 1906. **§ 226. Dogs to be muzzled, when.** No dog, unless securely muzzled, shall run at large through or in any part of the corporate limits of the city during such time or times as the chief of police shall by proclamation have forbidden the same. Such prohibition shall not become effectual until such time as said proclamation shall specify, not less, however, than forty-eight hours after publication in a daily newspaper published in the city of Hartford.

§ 227. Impounding dogs. All dogs running at large
Idem. during such time or times and not securely muzzled shall be impounded by the officers of the police department in a secure and proper place for six calendar days, at the end of which such dogs shall be killed unless the owner, keeper, or harborer thereof shall, before the expiration of said six days, have paid to the chief of police or his deputies the sum of three dollars as an impounding fee for each dog belonging to, kept or harbored by him and so impounded.

Idem.

§ 228. Removal from pound. Upon payment of such fee and upon due proof that the dog so impounded belongs to him or is kept or harbored by him, such owner, keeper or harborer may remove the same from such pound.*

May 13, 1902.

§ 229. Offering of rewards; duties concerning. Hereafter the powers and duties formerly vested by law in the selectmen of the town of Hartford, relating to the offering of rewards, shall be vested in and exercised by the chief of police.

* See 1907 Public Acts, Chapter 167.

CHAPTER XI.

WATER DEPARTMENT.

Rev. 1896. Chap. X, §1.

§ 230. Water board; duties, depositaries. The board of water commissioners, a majority of whom shall constitute a quorum, shall be trustees of the obligations issued by the city of Hartford, as its water fund (except where a trustee thereof is designated in the act, or acts, authorizing such issue), and under the direction of the court of common council, may sell such obligations at par, or any higher rate, or pledge the same for loans to meet all lawful appropriations on account of the city water works; and shall keep a duplicate record of all transactions relative to such obligations, and deliver one copy thereof to the city treasurer. And all moneys received or held by said commissioners, from the avails of the sale or pledge of such obligations shall be deposited in a bank or banks in said city, subject to be drawn out only upon the written order of the city treasurer.

Rev. 1896. Chap. X, §2.

§ 231. President, election and duties. Said board shall elect a president, subject to approval by the court of common council, who shall devote his whole time and attention to the construction, extension, supervision, care, and management of the water works, under the general advice and direction of the commissioners, and to such other duties connected with said water works as shall be assigned to him by the court of common council; and no salary or fee shall be allowed to any other member of the board for services as commissioner, except a remuneration for actual expenditures.

Rev. 1896. Chap. X, §3.

§ 232. Contracts, advertisements. Said board of commissioners may make contracts for labor and materials for the construction of water works, which, when ratified by the court

of common council, shall be valid and binding on said city; and all contracts for such labor and materials shall be in writing and executed in triplicate, of which triplicates one shall be kept by the commissioners, one shall be delivered to the city clerk, and one to the contractor, and no member of any department of the city government shall have any pecuniary interest, direct or indirect, in any such contract; and no such contract shall be executed unless good and satisfactory security for the faithful performance of the same shall be given by the contractor and approved by the commissioners. Said commissioners, when not otherwise specially authorized by the court of common council, shall advertise in accordance with the ordinance relating to city advertising for *sealed* proposals for all such contracts, specifying the time and place when and where the same shall be received; and such proposals, in order to be received and acted upon, shall set forth a specified sum or price to be paid for all such labor and materials, or for either, without condition, limitation, or alteration, and shall be accompanied by a bond, satisfactory to the commissioners, conditioned for the faithful execution of the proposal, if the same shall be accepted; and no contract shall be assigned or transferred without the written assent of the commissioners. Nothing in this section contained shall be applicable to ordinary extensions of street mains, or repairs of the water works.

§ 233. Duties of commissioners; report, accounts, claims. The commissioners shall superintend all construction connected with the water works, and keep a record of their official proceedings in the matter; and report to the court of common council annually, and at such other intermediate times as said court may require, a general exhibit of the state of the works, including an estimate of needful expenditures for new and additional works in progress and all such other matters of information as they shall deem of importance to the public, or as said court of common council may require. And the commissioners shall keep regular books of account, and all

Rev. 1898. Chap. X, §4.

claims against the commissioners or the city, on account of the construction of the water works, other than those for ordinary extensions, expenses, and repairs, shall be presented to said commissioners; and when approved by them shall be laid before the court of common council, which may allow the same, and direct the controller to draw his order on the city treasurer for the amount of any such claim.

Sept. 14, 1898.

§ 234. Watering troughs. The care, control, and maintenance of the public watering troughs in the city of Hartford shall be vested in the board of water commissioners of said city.

Rev. 1898. Chap. X, §5.

§ 235. Regulation of use of water; rates; collection. The board shall regulate the distribution and use of the water throughout the city; and shall establish, subject to the approval of the court of common council, prices, terms, or rates upon which the water shall be furnished to consumers; shall regulate the time of payment, and collect all water charges. No contract shall be made by said commissioners for the use of water, at any fixed rate, for a longer time than three years.

Rev. 1898. Chap. X, §6.

§ 236. Register; accounting to council; expenses, surplus. The commissioners shall keep a register of the names of all persons contracting for the use of water, the location where the same is used, and the price payable therefor; they shall faithfully account, semi-annually, to the court of common council for the avails of all water charges and other income of the water department received by them. They shall apply such parts of said avails or income as may be necessary in payment of the expenses of repairs, ordinary extensions, salaries of officers, hire of labor and agents, rents, fuel, and all other current and ordinary expenses, and shall hold the surplus, if any, in trust, subject at all times to the order of the city treasurer.

Rev. 1898. Chap. X, §7.

§ 237. Deficiency, how met. Whenever the resources from water charges in any year shall be inadequate to meet the ordinary necessary extensions, repairs, and current expenses of

the water works and the interest on the water fund obligations, the deficiency shall be supplied by a tax on the grand list of all persons liable to city taxation for such purpose, and such tax shall be collected in the same manner as other city taxes.

§ 238. Lien, foreclosure. Any claim or debt due for the use of the water shall be and contitute a lien upon the land, building, tenement, or premises upon or in connection with which said water was used, against the owner of the same, his heirs and assigns, until such claim or debt is fully paid, but the same shall not remain a lien for a longer period than three months after the same becomes due, unless a certificate shall be lodged by the president of the board of water commissioners with the town clerk of the town of Hartford, signed by said president, describing the premises and the amount claimed under said lien. And said lien may be foreclosed in the name of the board of water commissioners at any time after said debt or claim is due and payable, before the city court of said city, in the same manner as a mortgage is foreclosed, or may be collected of the person or persons liable therefor in an action before the city court. Rev. 1898. Chap. X. §8.

CHAPTER XII.

LEGAL AND JUDICIAL DEPARTMENTS.

Rev. 1898. Chap. XI, §1.

§ 239. Corporation counsel; duties, accounts, additional counsel. The corporation counsel shall bring all necessary suits for the recovery of penalties and forfeitures accruing to the city treasury for violations of city ordinances, before the city court; shall prosecute and defend, as the attorney and counsel of the city, all suits or actions brought by or against the city; shall draft all instruments, process or forms of proceeding required of him by the officers of said city, or the court of common council, or any committee thereof; shall be attorney for said city, for each of the boards of commissioners of said city; and shall pay into the city treasury, as often as once in three months all sums received or collected by him, and at the same time deliver an account thereof to the controller, deducting from the amounts thereof any necessary disbursements which he shall have made on account of the city. The last account for the current year shall be by him delivered to the controller at least three weeks before the annual city election. He may employ such additional counsel to aid him in the prosecution of his duties as he shall deem advisable, and the fees for the services of said assistant counsel shall be paid by the city upon the approval of the same by the court of common council.

Rev. 1898. Chap. XI, §2.

§ 240. Docket; report to council. The corporation counsel shall keep a register of all writs and legal proceedings to which the city is a party or in which the city shall have assumed the defense, and at the expiration of each year, or sooner if required, make a full report to the court of common council of all suits or other legal procedings, in which the city is interested, whether finished or pending, the names of the parties and the progress or results of the suits.

§ 241. Expenses of City Court. The contingent expenditures of the city court including jury fees, shall be paid by the treasurer on the warrant of the controller in the same manner as the expenses of other departments of the city government. Rev. 1896. Chap. XI, §4.

§ 242. Expenses of Police Court. Accounting of clerk. The clerk of the city police court shall supervise and defray all contingent expenditures in behalf of the court, and shall be entitled to be reimbursed for the same, after being allowed and certified by the judge of such court, out of the fees, fines, penalties, costs, or moneys accruing to the city treasury from said court. And all such fees, fines, penalties, costs, or moneys, shall be paid to the clerk of the court. The clerk shall, quarterly, on or before the tenth day of January, April, July, and October in each year, render an account to the controller of all the receipts and expenditures of said police court for the quarter ending on the first day of said months, and thereupon pay over to the city treasurer such sum as may be due to him from the city upon said account. The controller shall audit said account, comparing the same with the books and papers of said clerk, and submit said account with the result of his said audit endorsed thereon, to the court of common council. Rev. 1896. Chap. XI, §5.

§ 243. Accounts of clerks. Each of said clerks shall keep a faithful and detailed account of all sums accruing to and due to the city treasury on account of his said court, distributing the items thereof according to the various kinds of sources of expenditure or income. Rev. 1896. Chap. XI, §6.

§ 244. Assistant clerk of Police Court. There shall be an assistant clerk of the city police court of the city of Hartford who shall act in the place of the clerk of said court in the absence of said clerk. Said assistant clerk shall be appointed by the judge of said court for a term co-extensive with that of the clerk of said court. June 11, 1907.

Jan. 26, 1904.

§ 245. Unclaimed fees in Police Court. All witness fees due witnesses for attendance at the police court of the city of Hartford, which shall remain unclaimed three (3) months after the day the same shall have become due and payable, shall be and become the property of the city of Hartford.

CHAPTER XIII.

HEALTH DEPARTMENT.

§ 246. Board of health; constitution. There shall be as a department of the city government a board of health commissioners, which shall consist of six persons (two of whom shall be physicians), all residents of said city, together with the mayor of said city, who shall be, *ex officio*, a member, but shall have no vote, except in case of a tie. The appointment of the members of said board shall be made in such manner as to divide the membership, as nearly as may be, equally between the two leading political parties for the time being. The members of said board shall serve without compensation, except as provided by ordinance. Rev. 1898. Chap. XII, §1.

§ 247. Appointments, removal, vacancies. The members of said board shall be appointed in the same manner and under the same restrictions, and may be removed in the same manner, as now provided by law for the appointment of members of the other boards of commissioners of the city. Persistent neglect to perform the duties required, or to attend the meetings of said board, shall be deemed good cause for the removal of any member thereof. Vacancies in said board may be filled at any time in the same manner as is above provided for the appointment of members thereof. Rev. 1898. Chap. XII, §2.

§ 248. President, duties. Said board of health shall appoint one of their members as president, who shall be the executive officer of the board, and serve at their discretion, with such powers and duties as they shall prescribe. He shall serve without pay. Rev. 1898. Chap. XII, §3. Mch. 12, 1907.

§ 249. Superintendent of health, duties. The board of health commissioners are hereby authorized and instructed to Mch. 12, 1907.

appoint some suitable person, resident within the city, a physician of at least three years' practice in the city or elsewhere, who shall, under the direction of the board, perform such duties in carrying out the provisions of the statutes of the state and ordinances of the city relative to health and sanitation, as may be from time to time required of him by such board. He shall be *ex-officio,* its clerk, and the registrar of vital statistics for the town of Hartford. Said officer shall be known as superintendent of health and shall give his entire time to the duties of the office, and shall serve during good behavior and until removed for cause. Said superintendent of health shall, in the interim between meetings of the board of health commissioners, have all the executive powers of said board and the president thereof heretofore and now vested in said board and its president by virtue of the ordinances of the city.

Idem.

§ 250. Assistant clerk. Said board of health commissioners are hereby authorized and instructed to appoint some suitable person, resident within the city, to the office of assistant clerk, who shall, under the direction of said board, perform such duties as are especially assigned to him by said board. He shall give his entire time to the duties of his office, shall serve during good behavior and until removed for cause.

Rev. 1898. Chap. XII, §5.

§ 251. Assistants, expenses. Said board of health shall employ at the expense of said city such assistants as it may deem necessary to the efficient and economical discharge of the duties devolved upon it, and shall fix their compensation; *provided,* that the whole expense of administering said department shall not exceed the sum appropriated therefor by the court of common council of said city; and all expenditures so incurred, and for whatever purpose, shall be duly approved by said board, and made and met in the same manner as provided for in other departments of the city government.

Rev. 1898. Chap. XII, §6.

§ 252. Meetings. Report. Room. Said board of health shall meet regularly during the first week of each month,

and oftener if necessary. During the month of March in each year they shall make a report in writing to the court of common council upon the sanitary conditions of the city, which report shall contain the proceedings of the board and its officers and agents, and the names thereof for the past year, and the statistics of death as reported by their clerk, with such deductions as shall make clear the influences that affect the health of the city as therein disclosed, and with such recommendations as they may deem advisable. There shall be a room provided by the court of common council, for the use of this board, properly furnished, for safe keeping of its records and library.

§ 253. Powers, rules, and orders. The board of health shall have and exercise throughout the city of Hartford, and over the navigable waters adjacent thereto, all the jurisdiction, powers, privileges, and duties which were by law vested in, and imposed upon, the health committee of the city of Hartford, and the court of common council of the city of Hartford, or either of them, and may from time to time make such by-laws, rules, regulations, and orders, not contrary to law, as, in their judgment, the preservation of the public health may demand. Before such by-laws, rules, regulations and orders shall be operative they shall be published by said board in accordance with the ordinance relating to city advertising. Said board of health shall submit such ordinances to the court of common council as, in their judgment, are necessary for the protection of the public health.

§ 254. Penalty. The violation of any rule, regulation, or by-law of the board of health made and published as aforesaid, shall be deemed a misdemeanor, and each such violation shall be punished by a fine not exceeding fifty dollars. Rev. 1808. Chap. XII, §8.

§ 255. Order to abate nuisances. When any building, excavation, premises, matter, or thing, or the ventilation, sewerage, or drainage thereof is, in the opinion of the board of Rev. 1808. Chap. XII, §9.

health, in a condition dangerous to life and health, the board shall declare the same, to the extent it may specify, a public nuisance, or dangerous to life and health; and the board may order the same to be removed, abated. suspended, altered, or otherwise improved or purified, as in its order shall be specified; and shall cause the order, before its execution, to be served on the agent, owner, occupant, or tenant, or such of them as are in the city and can be found. It shall be the duty of the police of the said city to execute the orders of the board of health, when so requested by said board.

Rev. 1896. Chap. XII, §10. **§ 256. Hearing on order.** If the party served with an order by the board of health, before the execution of the order is commenced, apply to the board to have its order or its execution stayed or modified, it shall be the duty of the board to suspend temporarily or modify it, and give the party, as the case may require, a reasonable and fair opportunity to be heard, and to present proofs and facts against the execution of the order, or in favor of its modification.

Rev. 1896. Chap. XII, §18. **§ 257. Abatement of nuisance. Inspections. Penalty.** It shall be the duty of the board of health to cause all matters and things which are or shall be, by any ordinance of this city relating to health, declared to be nuisances or prohibited, to be removed or suppressed, and from time to time to report all violations thereof to the prosecuting attorney, that the same may be prevented or abated; and said board shall cause the public streets and squares and private ways and courts and all wharves and landing places to be frequently and carefully inspected and purified from filth and animal and vegetable putrefaction, at the expense of the city; and it shall be the duty of said board or its inspectors to inspect, as often as they shall deem necessary, all slaughter houses, tanneries, tallow chandleries, soap boilers, curriers' shops or works, and all other places of like nature in said city, and if they shall find filth or putrefaction in any shop or place by them visited, which, in

their opinion, may prove detrimental to the health of the inhabitants of this city, said board shall give orders to the person or persons owning or occupying said shop or place in which said filth or putrefaction shall be found, to remove or bury said filth or putrefaction, or to cleanse or purify said shop or place in such other way or manner as such board may deem advisable; and the said board are hereby empowered to give orders to the person or persons owning or occupying said shops or places, in relation to the ways and means to be by them used for keeping the same continually cleansed and purified from filth and putrefaction. All orders and directions which shall be given by said board shall be in writing; and every person who shall neglect to obey and conform to any of the orders or directions, or any part thereof, so given by said board, in conformity to any ordinance of this city, shall forfeit and pay a fine not exceeding ten dollars for every day that such person shall neglect or refuse to comply therewith.

§ 258. Certain trades, licenses. Penalty. Any person who shall, without permission of the board of health, build or set up, within the limits of this city, any kiln or furnace for burning or baking any stone or earthenware, or other pottery, brick or tile, or any distillery, or shall build or assist in building any fire in any such kiln or furnace, or distillery, or shall engage in the manufacture or refining of kerosene or other oil, or set up or use any gas house or gas manufactory, or erect or use any building for making or boiling varnish, or for a blacksmith shop, potter's shop, tallow chandler's shop, or for boiling soap, or for rendering tallow, or for tanning leather or skins, or for receiving or storing green hides or skins, or for any similar purpose, or keep or suffer to be kept in any building or place in this city, any guano, or other land fertilizer, or shall use any building or lot of ground for a vinegar yard, or set up or carry on any of said kinds of business in said city, or shall engage in any business which shall be prejudicial to public health, without such permission, shall forfeit and pay a fine of not more

Rev. 1898. Chap. XII, §14.

than fifty dollars, and a further fine of not more than twenty dollars for every week the same shall be so used or continued.

Oct. 10, 1905. **§ 259. Milk inspection.** It shall be the duty of the board of health commissioners of the city of Hartford through its officers, agents and employees to inquire into and investigate the quality of milk which may be sold or kept, offered or exposed for sale, within said city, and they shall make or cause to be made such examination and inspection thereof as may be necessary to ascertain whether or not adulterated or impure milk is sold or kept, offered or exposed for sale in said city contrary to the statutes of the State of Connecticut, or to the provisions of this ordinance, and shall also report all such violations to the prosecuting attorney for prosecution forthwith.

Oct. 10, 1905. **§ 260. Powers for inspection of milk.** Said board of health commissioners shall, by its officers, agents and employees, for the purpose of the foregoing section, have the power to enter into any store house, building or yard, and upon any premises within said city where milk is or is believed to be sold or kept, offered or exposed for sale, at any reasonable time, for the purpose of making examinations and inspections as provided in the preceding section, and it shall be lawful for such board of health commissioners, by its officers, agents and employees, for the purpose of inspection and examination, to stop and detain any team, wagon or vehicle within said city which is used in the sale of milk or for the transportation of milk which is to be sold or kept, offered or exposed for sale or to be delivered on sale, and to stop and detain any person carrying milk which is to be sold or kept, offered or exposed for sale, or to be delivered on sale.

Oct. 10, 1905. **§ 261. Places of supply; inspection.** Said board of health commissioners, by its officers, agents and employees, is hereby empowered to inspect all animals producing such milk, the buildings and places where such animals are kept, and the dairy and other places where such milk is kept, handled, sold,

or produced, whether the same are within the limits of the city of Hartford or not.

§ 262. Licenses. Every person who conveys milk in vehicles or otherwise in said city of Hartford, for the purpose of selling the same in said city, or who produces milk within the city limits for the purpose of selling the same within the city limits, shall annually on the first day of April, or within thirty days thereafter, procure a license from the clerk of the board of health commissioners of said city to sell milk within the limits thereof, and shall pay to said clerk for the use of said city the sum of twenty-five cents for every such license. The said clerk of the board of health commissioners shall pay over quarterly to the treasurer of such city all such sums collected by him. Oct. 10, 1905.

§ 263. Licenses (con.). The licenses herein provided for shall be issued only in the names of the owners of the vehicles, by means of which the business is carried on, and shall, for the purpose of this chapter, be conclusive evidence of ownership, and no license shall be sold, assigned or transferred. Every license shall bear its special number and shall state the name, residence and place of business of the licensee; whether or not the milk sold by him is of his own production, and if not, the name of such other producers and where any and all milk sold by him is produced. Every such license shall also state the number of wagons or other vehicles used by such licensee in his milk business, and the name and residence of every driver engaged in carrying, selling or delivering milk for him. Oct. 10, 1905.

§ 264. Vehicles to be marked. Each licensee shall, before engaging in the sale of milk, as aforesaid, cause his name, the number of his license, and his place of business to be placed in legible characters, to the satisfaction of the clerk of the board of health commissioners, in such conspicuous place or places as said clerk of the board of health commissioners may designate, on the outer side or sides of all carriages or vehicles used by him in the conveyance and sale of milk. Oct. 10, 1905.

Oct. 10, 1905. **§ 265. Change of drivers. Report.** Every such licensee shall report to the clerk of the board of health commissioners any change of driver or other person employed by him in the business aforesaid during the term of his license, together with the name and address of every such substitute driver and employee, and of any or all additional employees.

Oct. 10, 1905. **§ 266. Licenses for part of term.** Said clerk of the board of health commissioners may, at any time after the first day of April in any year, issue licenses in the form and upon the terms herein provided, to continue in force from the date thereof until the first day of April next, to parties who may begin the business aforesaid after the first day of April in the current year.

Oct. 10, 1905. **§ 267. Record.** Said clerk of the board of health commissioners shall keep a record of all licenses issued, in a book prepared for that purpose, which shall set forth the matters and things specified in the license.

Oct. 10, 1905. **§ 268. Penalty.** Any person who shall engage in the business aforesaid without being first licensed as herein provided, or who shall violate any of the provisions of sections 262, 263, 264, or 265 shall, for the first offense, pay a fine not exceeding ten dollars, for the second offense, a fine of not less than ten dollars, nor more than twenty-five dollars, and for each subsequent offense shall pay a fine of not less than twenty-five dollars nor more than fifty dollars, and may be imprisoned not more than thirty days.

Oct. 10, 1905. **§ 269. Duties of police.** It shall be the duty of the members of the police department to assist the board of health commissioners, its agents, servants and employees, when required, in the performance of the duties of said board prescribed herein, and to report to the clerk of said board, or other person designated by said board to receive such notices, any violation hereof, or of the laws of the state in respect to the handling, transportation or sale of milk within the knowledge of said police department or of any member thereof.

§ 270. Sale of milk otherwise than by team. No person or persons shall, in the city of Hartford, sell or offer for sale milk at a shop, store, booth, stand or market-place until he shall have made written application to the board of health commissioners and shall have furnished to such board such particulars as to his or their business as may be required on stated forms to be prepared by said board for such purpose. Oct. 10, 1905.

§ 271. License, suspension or cancellation. The president of the board of health commissioners shall have power, and is hereby directed, to suspend or cancel any license issued or to be issued hereunder, when in his opinion just cause exists for so doing. Oct. 10, 1905.

§ 272. Examination of measures. It shall be the duty of the board of health through its officers and agents to inspect from time to time the jars, bottles, and measures used by any person, firm or corporation in the city of Hartford in selling milk or cream, for the purpose of determining whether or not such jars, bottles or measures do in fact contain and are capable of holding the quantity of milk or cream, wine measure, which is represented by the vendor of such milk or cream to be contained therein. May 1, 1906.

§ 273. Powers for examination. For the purposes of such inspection said board of health commissioners by its officers and agents shall have the right to stop any vehicle used by a licensed vendor of milk and cream, and to enter the place of business of any such licensed vendor to determine the true capacity of the jars, bottles, and measures for milk and cream used by him. In case such jars, bottles or measures are found incapable of holding the quantity of milk or cream, wine measure, that they are represented by the vendor of such milk or cream to contain, said board of health commissioners through its officers and agents shall have the right, and it shall be their duty, to mark such jars, bottles or measures "Condemned," or the letters "Cd.," unless the same are delivered to such officers or agents for destruction. May 1, 1906.

Idem. **§ 274. Penalty.** Any person, firm or corporation who shall use within the city of Hartford, for the purpose of sale of milk and cream, any jars, bottles or measures which have been marked as aforesaid, shall be guilty of a misdemeanor and shall be fined not less than two dollars and not more than twenty dollars for each offense. Any person who shall, within the limits of the city of Hartford, knowingly and with intent to defraud, sell milk or cream as of a greater measure or quantity than actually contained in such jars, bottles or measures, shall be fined not less than two nor more than twenty dollars.

Rev. 1898. Chap. XII, §15. **§ 275. Contagious diseases, report.** Any physician who shall be called upon to attend any person afflicted with any contagious or infectious disease within the limits of the city of Hartford, or who shall in his professional capacity of a physician acquire knowledge of any person within said limits who is so afflicted, shall immediately give notice and information in writing to the board of health commissioners of the name and location of such person, of the nature of the disease with which he is afflicted, and of all other facts within the knowledge of said physician bearing upon the origin and history of said case, and which might affect the spread of said disease.

Rev. 1898. Chap. XII, §16. **§ 276. Penalty.** Any physician who shall neglect or fail to conform to the provisions of the foregoing section shall be deemed guilty of a misdemeanor, and fined not less than twenty dollars nor more than fifty dollars.

Mar. 11, 1902. **§ 277. Poultry license.** The board of health shall have power to issue licenses permitting the keeping of live poultry within the limits of the city of Hartford, when such a license shall be requested by any person, upon the payment of fifty cents for such license. When, in the opinion of the board of health, the said keeping of poultry in any specific place, or by any specific person, becomes a nuisance, the board may order the said poultry to be removed, or the conditions creating such

nuisance abated or improved or purified, as in their order shall be specified, and shall cause the order before its execution to be served upon the person maintaining such a nuisance. If the party served with an order by the board of health, before the execution of the order is commenced, apply to the board to have such order stayed or modified, it shall be the duty of the board to suspend temporarily or modify it, and give the party, as the case may require, a reasonable and fair opportunity to be heard and to present proofs and facts against the execution of the order, or in favor of its modification.

§ 278. Nuisances. The following acts shall be deemed acts of nuisance: Rev. 1898. Chap. XII, 17

Keeping swine in any sty or pen, or other place in this city, without a license from the board of health;

Casting of filth of any kind in or upon any street, sidewalk, highway, private way or court, or green or park in said city;

Allowing any dung, filth, manure, offal, wash, dirty water, or brine, or any rubbish to accumulate in any building, yard, outhouse, or enclosure, so as to be offensive;

Keeping or allowing to accumulate any heap or quantity of manure or compost exposed outside of any building within thirty feet of any street, highway, walk, or dwelling-house;

Keeping or maintaining, or using any privy within the distance of fifty feet from any street or building line in said city in such a manner as to be unwholesome or offensive to any person, or injurious to health, or offensive to the public;

Setting up or maintaining any privy, without leaving a vault under it, made and sunk in the earth to a depth of six feet, and of the length and width of said privy, or such tight boxes as shall be approved by the board of health, or without having the contents of said privy carried off by such suitable drains as shall be approved by said board:

Setting up or maintaining any privy upon any land fronting upon any street in this city containing a sewer, without a license from the board of health;

Dressing or cleaning fish in any public place in this city except on the margin of Connecticut River, at the foot of Ferry street, or below low water-mark upon said river;

Permitting wash or dirty water to pass from yards or houses into the streets, or throwing or permitting the same to be thrown into the streets;

Obstructing or altering the course of any stream or run of water.

Rev. 1898. Chap. XII, §18.

§ 279. Penalty. Any person who shall commit, or aid, advise, abet, or encourage the committing of any of the acts of nuisance enumerated in the preceding section shall, on conviction thereof, be fined not less than one nor more than twenty-five dollars for each and every offense. And the continuance of any of the enumerated acts of nuisance which are of a continuing nature, for a day of twenty-four hours after the day of the commencement thereof, shall be deemed a separate and single offense.

Rev. 1898. Chap. XII, §19.

§ 280. Penalty for neglect to remove nuisance after notice. Any proprietor or occupant of any premises in this city who shall neglect or refuse to remove therefrom anything which, in the opinion of the board of health, expressed in a written notice, shall be considered a nuisance injurious to health, within the time and in the manner specified in such notice given to such proprietor or occupant by said board, shall be fined two dollars for each and every day that such proprietor or occupant shall neglect to comply with said notice.

Rev. 1898. Chap. XII, §20.

§ 281. Penalty for violating order as to disposition of filth. Whenever the board of health shall have given the occupant of any dwelling-house or tenement in said city written or printed notice, that no person residing or employed in said dwelling-house or tenement shall throw any water or filth, or any animal or vegetable matter, liable to become a nuisance injurious to health, into or upon any premises or place within

this city, and said order shall be violated by any person residing or employed in such tenement or dwelling-house, such occupant shall be fined three dollars for each and every time the same shall be violated.

§ 282. Slaughter-house, license, penalty. No person shall, without a license from the board of health, occupy or use any building or other place in the city as a slaughter-house, or place to slaughter animals. Any person so licensed shall wash and thoroughly cleanse the said building or place once each day and every day it shall be so occupied. Any person violating the provisions of this section shall be fined five dollars for each day such violation shall continue. Rev. 1896. Chap. XII, §21.

§ 283. Removal of night soil. Any person who shall remove or cause to be removed, without permission of the board of health, the contents of any privy vault or box, except in the night season, between the hours of eleven o'clock in the evening and five o'clock in the morning, and between the first day of November and the first day of April, and in a tight receptacle, or shall deposit the contents of any privy vault or box within the limits of this city, or shall cause or allow any night-soil cart to be within the limits of said city, except during the times and seasons mentioned in this section for the removal of night soil, shall be fined ten dollars. Rev. 1896. Chap. XII, §23.

§ 284. Stagnant water, penalty. When any grounds in this city shall be so situated that water shall become stagnant thereon, thereby endangering the public health, the same shall be deemed a nuisance, and may be abated by draining or filling up; and the board of health may order the same to be done within such time as they shall think proper, notice of which shall be given to the owner or owners, occupant or occupants, by the said board, by causing a copy of such order to be left forthwith with such owner or owners, occupant or occupants, or at his or their place of abode. In case said order shall not be complied with within the time specified in said notice, said party Rev. 1896. Chap. XII, §26.

or parties so neglecting shall be fined not more than thirty dollars, and further fined two dollars for each day thereafter, until such nuisance shall have been abated. And the board of health may cause said nuisance to be abated at the expense of the person or persons so neglecting to comply with said order in accordance with the provision of the following section.

Rev. 1898. Chap. XII, §24.

§ 285. Expense of abating nuisance. If any person or persons, upon whom an order shall be made for removing a nuisance, or for cleaning and purifying the land, building, or place where such nuisance shall be found, shall neglect to obey such order, in the manner and time appointed by the board of health, as aforesaid, said board may cause such nuisance to be removed or abated, and such land, building, or place to be cleansed and purified, and the expense thereof shall be collected from such person or persons, by the corporation counsel in an action in the name of the city.

Rev. 1898. Chap. XII, §25.

§ 286. Water-closets in certain buildings, penalty. The owner of every building situated in the city of Hartford, occupied for dwellings or for any mechanical or manufacturing purposes, or for stores, offices, or lodging rooms, who shall neglect or refuse, while said building is so occupied, to provide suitable and convenient privy or water-closet accommodations for the occupants of the same, shall be fined thirty dollars; and further fined ten dollars for every week that said owner shall neglect or refuse to provide the same.

Rev. 1898. Chap. XII, §26.

§ 287. Pollution of Park River, penalty. No person or persons shall, within the limits of said city, discharge, deposit, or place in Park River any rubbish, stone, clam or oyster shells, bones, refuse iron or any other substance which may tend to obstruct or fill up the channel of said river; or leave or place any putrid fish, clams, or oysters, or any animal or vegetable substance likely or liable to putrefy, in or upon the shore or margin of said river, or in the waters thereof; or discharge or place in

said river any acid or other noxious substance likely to kill fish; or drown any dog, cat, or other animal therein. Any person who shall violate the provisions of this section shall be fined not less than one dollar nor more than thirty dollars for each and every offense.

§ 288. Sale of immature veal. The selling, keeping, offering or exposing for sale, as an article of food in any form, by any person within the limits of the city of Hartford, of any meat of any calf which shall have been killed before it has reached the age of five weeks, shall be deemed a nuisance; and any person who shall hereafter so sell, keep, offer or expose for sale, as an article of food in any form, any such meat, within the limits of the city, shall be guilty of a misdemeanor, and, upon conviction, shall be fined not more than fifty dollars for each offense. Rev. 1898. Chap. XII, §27.

§ 289. Manure, license to unload, penalty. No corporation controlling or having the charge of any car, vessel, or other means of conveyance by rail or water, used for the transportation of manure in bulk, shall cause, suffer, or allow such manure to be unloaded from such car, vessel, or means of conveyance, within the limits of the city of Hartford, without a permit therefor having first been obtained from the board of health of said city. Any corporation violating the provisions of this section shall forfeit and pay to said city a penalty of not less than ten nor more than twenty-five dollars for each offense, and any person who shall unload or cause to be unloaded within said limits any manure from any car, vessel, or other means of conveyance by rail or water used for the transportation of manure in bulk without a permit first having been obtained from said board of health, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, fined not less than five nor more than twenty-five dollars for each offense. Rev. 1898. Chap. XII, §28.

§ 290. Burial of dead animals. No person shall, within the limits of the city of Hartford, bury any dead horse, mule, donkey, or neat cattle, other than such as he owned or kept Rev. 1898. Chap. XII, §29.

when alive, without first obtaining a license therefor from the board of health. And no person shall bring any of the aforesaid animals within the city limits for burial from any other town or city.

Rev. 1898. Chap. XII, §80.

§ 291. Penalty for leaving unburied. No person owning, keeping, or having the care or custody of any animal shall suffer or allow its body to lie exposed or unburied in any place in the city of Hartford for a longer period than twelve hours after its death. Any person violating the provisions of this or the preceding section shall be deemed guilty of a misdemeanor, and may be punished by a fine of not less than five dollars nor more than ten dollars.

Rev. 1898. Chap. XII, §81.

§ 292. Collectors of bones, etc., license. No person shall, within said city, collect refuse fats, bones, or soap-grease, without first obtaining a license therefor from the board of health; provided, however, that the provisions of this section shall not apply to persons licensed by the board of street commissioners for the collection of garbage, while they are engaged in such employment.

Rev. 1898. Chap. XII, §82.

§ 293. Soap makers, license. Any person who shall engage in or carry on the business of boiling or making soap, or boiling bones, or rendering tallow or fat of any kind, within the limits of this city, shall obtain annually from the court of common council a permit to carry on such business, and such permit shall be granted only on recommendation of the board of health commissioners. Every permit granted in accordance herewith shall designate the premises where said business shall be carried on, and any permit so granted may be revoked by the court of common council at any time.

Rev. 1898. Chap. XII, §82.

§ 294. Conditions, etc., in license. The board of health are hereby authorized and empowered to embody in said license such conditions and limitations, and to make and establish such rules and regulations governing the conduct of persons licensed

by them as aforesaid, and for the conduct and management of the business carried on by persons licensed under the requirements of this and the two preceding sections as they may deem proper, and all licenses granted by them shall be revocable by them at any time for cause.

§ 295. Penalty. The violation of any provision of the three preceding sections shall be deemed a misdemeanor, and shall be punished by a fine not exceeding fifty dollars for each offense, and each week's continuance of such violation, after notice from the board of health, shall be deemed a separate offense. Rev. 1898. Chap. XII, §33.

§ 296. Plumbers, registration. Every master or journeyman plumber carrying on his trade in the city of Hartford shall, under such rules and regulations as the board of health shall prescribe, register his name and address at the office of the said board of health; and it shall not be lawful for any person to carry on the trade of plumbing in the said city unless his name and address be registered as above provided. Rev. 1898. Chap. XII, §34.

§ 297. Penalty. Any violation of the provisions of the foregoing section, or of the provisions of the rules and regulations prescribed by the board of health with reference to the registration of plumbers, shall be deemed a misdemeanor and punished by a fine not exceeding fifty dollars. Rev. 1898. Chap. XII, §35.

§ 298. List of plumbers. A list of the registered plumbers of the city of Hartford shall be published annually in the city year book. Rev. 1898. Chap. XII, §36.

§ 299. Inspection of new buildings. No building intended for human habitation shall hereafter be erected, or in any material manner altered or repaired, unless the owner or the person having charge of such erection, alteration, or repairs shall have first submitted the plans, specifications, and details therefor, in so far as the same shall relate to ventilation, light, Rev. 1898. Chap. XII, §37.

and drainage, to the board of health, and shall have received from said board an approval thereof. Said board shall have power to approve, reject, or modify such plans, specifications, and details, and to issue such written instructions relating to said work as it shall deem proper for the protection of health.

Rev. 1898. Chap. XII, §38.

§ 300. Inspection and approval of plumbing. No plumber or contractor for plumbing work upon any building shall construct any work requiring approval as aforesaid, until such approval has first been obtained, and in the construction of all such work strict conformity shall be had to the plans, specifications, and details approved and the instructions issued therefor, and before any such work shall be covered up or concealed in the process of building, reasonable notice shall be given by the person having said matter in charge to the board of health, who shall forthwith proceed to inspect said work and approve or reject the same.

Rev. 1898. Chap. XII, §39.

§ 301. Certificate of approval. When the plumbing work upon any building requiring inspection and approval as aforesaid shall be completed to the satisfaction of the board of health, it shall issue a written certificate of approval, a copy of which and of all other proceedings in the matter shall be kept on file or recorded, and until such certificate is issued it shall not be lawful for the owner, manager, or agent of said property to allow the same to be occupied for human habitation.

Rev. 1898. Chap. XII, §40.

§ 302. Penalty. The violation of any of the provisions of the three preceding sections shall be deemed a misdemeanor and punished by a fine of not less than one or more than fifty dollars for each offense.

Rev. 1898. Chap. XII, §41.

§ 303. Sale of coffins, certificate of death, forms. No person shall sell and deliver or suffer to be taken from the place of sale or from his custody, any coffin, burial case, or casket, to be used for the burial of any one deceased within the city limits, unless he shall be furnished by the person applying

for such coffin with a certificate of death, signed by the attending physician of such deceased person, or (in case there was no attending physician) by some other physician or substantial inhabitant residing in said city, and in the form required by law. It shall be the duty of the clerk of the board of health to provide blank forms of such certificate at the expense of the city, and to distribute them, free of cost, to persons wishing to use the same.

§ 304. Penalty for refusing to sign certificate. Any physician, or substantial inhabitant, residing in said city, cognizant of the death of any person dying within the city limits, who shall refuse, on application, forthwith to fill and sign the certificate of death, prescribed in the foregoing section, shall be fined ten dollars. Rev. 1906. Chap. XII, §43.

§ 305. Return of certificate. Each coffin vender shall return to the clerk of the board of health on Saturday of each week, all certificates of death that shall have come into his hands in conformity with the requirements of section 303, from and including the Saturday of the preceding week. Rev. 1906. Chap. XII, §43.

§ 306. Penalty for selling coffin without certificate. Any coffin vender who violates or neglects to comply with any provision of sections 303 and 305, shall be fined ten dollars for each offense, and every person who shall sell, or furnish for use any coffin, burial case, or casket, shall be deemed to be a coffin vender within the meaning of this chapter. Rev. 1906. Chap. XII, §44.

§ 307. Reports of deaths by clerk to council. The clerk of the board of health shall, on the second Monday of each month, prepare and submit to the court of common council a report of the deaths occurring during the preceding month, which report shall exhibit in a tabular form the age, sex, and color of the deceased; shall embrace in distinct classes those under one year of age, those from one to five, those from five to ten, those from ten to twenty, and so on from each decennial Mar. 14, 1905.

period, shall show the rate per cent. of mortality for the city, and contain a summary of the causes of death. On the second Monday of March in each year, said clerk shall prepare and submit to the court of common council a report of the deaths which have taken place in the city and its several wards during the previous year, showing the age, sex, color, civil condition, occupation, and nativity of the deceased, the cause of death, and rate per cent. of mortality, classified in tabular form. If said clerk shall neglect to submit to the court of common council such monthly report for three days, or such annual report for one week after the time required to file the same, he shall be fined ten dollars for each offense; and if he shall neglect to submit such monthly report for more than three days, or such annual report for more than one week after the time required to file the same, he shall be fined, in addition to the fine of ten dollars, three dollars for each day of such continued neglect.

Mar. 14, 1905.

§ 308. Annual report of births. Said clerk shall, on the second Monday of March in each year, submit to the court of common council a record of the births which have taken place within the city and within its several wards during the preceding year, which report shall exhibit in tabular form the rate per cent. of births in the city, the number of each sex born during the year and during each month of the year, the number still-born, the color of all in each class, and the nativity of the parents.

CHAPTER XIV.

CHARITY DEPARTMENT.

§ 309. Records. Care of books formerly kept by selectmen. Care of almshouse. The board of charity commissioners shall keep a record of all its proceedings and acts, and an account of its expenditures and receipts, which shall be and remain the property of the city, and shall be open to the inspection of any member of the court of common council. Said board shall also have the custody of all books and accounts relating to charities formerly kept by the selectmen of the town of Hartford. The board shall have the care of the almshouse and all property, real and personal, belonging to the city, and used for charitable purposes. Rev. 1898, Chap. XIII, §1.

§ 310. Appointment of employees. The board of charity commissioners may appoint and employ a superintendent, a clerk, an assistant clerk, an investigator, and a city physician, and such other employees as may be deemed by said board necessary to carry on the work of the department. May 14, 1907.

§ 311. Superintendent, duties. The superintendent of charities shall devote his whole time to the duties of his office, under the direction of the board, and shall discharge in respect to the almshouse and outdoor alms the same general duties formerly performed by the first selectman of the town of Hartford. The superintendent shall also perform such other duties and report to the board at such times and in such manner as it may direct. Rev. 1898, Chap. XIII, §2.

§ 312. Clerk, duties. The clerk shall keep the records and accounts of said board, and a record of the official acts of the superintendent of charities, and perform such other duties as said board may direct. Rev. 1898, Chap. XIII, §3.

Rev. 1898. Chap. XIII, §6. **§ 313. Members may not receive compensation.** No member of said charity commission shall be eligible to any compensated office or employment in the gift of said board, nor shall any compensated official or appointee of said board be eligible to membership therein.

Rev. 1898. Chap. XIII, §7. **§ 314. Rules.** The board shall from time to time prescribe such reasonable rules and regulations as it may deem best, relative to the duties of the president, the clerk, the superintendent of charities, and such assistants and other employees as it may be authorized to appoint.

Rev. 1898. Chap. XIII, §8. **§ 315. Annual report.** The board shall annually, on the first day of April, report in detail to the court of common council all its proceedings and acts for the year preceding, including its receipts and disbursements; and shall make special reports whenever required by said court of common council.

May 13, 1902. **§ 316. Minors.** The powers and duties formerly vested by law in the selectmen of the town of Hartford, relating to the marriage of female minors, and guardians of orphan minors, shall be vested in and exercised by the board of charity commissioners.

CHAPTER XV.

BUILDING DEPARTMENT.

§ 317. Definitions. In this chapter the following terms shall have the meanings respectively assigned to them: Rev. 1898. Chap. XIV, §1.

"Alterations" means any addition or change from the original plan of the building.

"Cellar" means a lower story of which one-half or more of the height from the floor to the ceiling is below the level of the ground adjoining.

"Foundation Wall" means that portion of a wall below the level of the outside finished grade; but if under party or partition walls, means that portion below the cellar floor.

"Footings" means the lower course of stone under a foundation or other wall, projecting beyond the face of the wall each side to increase the area of the base.

"Inspector" means the building inspector.

"Party Wall" means every wall used, or built in order to be used, as a separation of two or more buildings.

"External Wall" means every outer wall or vertical enclosure of a building other than a party wall.

"Partition Wall" means any interior wall of masonry in a building other than a party or external wall.

"Partition" means any interior wall in a building other than of masonry.

"Repairs" means the reconstruction or renewal of any existing part of a building, and not made, in the opinion of the inspector, for the purpose of converting the building, in whole or in part, substantially into a new one.

"Stories" are counted from the first tier of beams at or above the level of adjoining ground.

"Half Story" means that portion of a story immediately under the roof whose inside height does not exceed five feet at the plate.

"Wooden Building" means any building the structural part of whose outside walls is of wood.

"Building of brick or other Fireproof Material" means any building the structural part of whose outside walls is of such material.

Mar. 29, 1898. "Block of Dwellings" means a series of three or more houses used mainly for dwellings, such houses being separated by party walls and having separate entrances and stairways.

Rev. 1898. "Shed" means a structure not exceeding one story in height, at least one of whose sides is open.

Mar. 28, 1899. "Veranda" means an open gallery, one or more stories, with or without roof, and no portion of the sides of which on streets where veranda lines are established shall be enclosed beyond the building line except as may be hereinafter provided. Storm porches may be placed and maintained on verandas on streets where veranda lines are established, and such verandas may be enclosed with sash and glass between the first of December and the first of April of the year following, special permit having been obtained from the inspector; but if, in the judgment of the inspector, such storm porch or enclosure is, or may be, a matter of obstruction to the view adjoining proprietors, he shall modify the plans of the applicant as he may deem best, or refuse to grant permit therefor.

Rev. 1898. "Cement Mortar" means a mortar composed of not more than three parts of sand to one part of good fresh cement.

"Lime Mortar" means a mortar composed of not more than four parts of sand to one part of fresh-burned lime.

"Cement and Lime Mortar" means a mortar composed of one part of lime, one part of cement, and six parts of sand.

"Concrete for Foundations" means a mortar of one part of cement, two parts of sand, carefully mixed with five parts of small, clean, broken stone not larger than an egg.

§ 318. Building inspector and deputy, qualifications. Powers of deputy. The mayor, by and with the approval of the board of aldermen, shall appoint a building inspector and a deputy building inspector. Said deputy building inspector shall assist the building inspector in the performance of his duties, and shall exercise, subject to the control and direction of the building inspector, all the powers of said inspector, and shall, in case of the death of said building inspector while in office, perform all the duties of said office until the vacancy in said office is filled. Said building inspector and deputy building inspector shall be competent persons with practical experience in the construction of brick and wooden buildings, and shall not be interested directly or indirectly in any building contract or in furnishing material for the same, and shall hold office for the term of two years from the first day of January next following their appointment, unless said appointment be made to fill a vacancy, in which event the appointee shall hold office for the balance of the unexpired term only, and until his successor is appointed and qualified. Nov. 12, 1901.

§ 319. Permit to build after submission of plans, etc., to inspector. Before the erection, construction, alteration, or extension of any building or part thereof in the city is begun, the owner, builder, or architect shall submit to the building inspector a clear statement of the material to be used and the mode of construction of the proposed building or alteration, with the plans and specifications (if any there are), said statement to be in writing on suitable blanks furnished by the inspector for that purpose, and no building or part thereof, alteration or extension, shall be commenced until the owner shall receive from the inspector a certificate of permit specifying the material of which the outer walls and outer covering of the roof of said building is to be composed, and the street upon which and the distance therefrom at which said building is to be placed, a copy of which shall be filed in the office of the inspector under the date of its issue, and such certificate Rev. 1898. Chap. XIV, §3.

of permit shall not be granted until the inspector is satisfied from an examination of the plans and specifications, or the detailed memoranda of the proposed building or alteration, that said structure when completed will be safe and secure, and built in the best manner to escape the dangers of fire, explosion, and disease. If a building or alteration or extension of a building shall be begun without said certificate of permit, the builder and owner shall both be deemed to have violated this chapter.

Sept. 27, 1904. **§ 320. Inspection of buildings.** It shall be the duty of said inspector to examine the condition of all buildings within the city limits, and to serve notice in writing upon the builders, owners, or architects of such structures as he deems to be unsafe or insecure by reason of the mode or manner of construction or the materials used in the construction thereof, and to order such changes in the mode or manner of construction and the materials used as he may deem necessary for public safety.

Rev. 1898. Chap. XIV, §5. **§ 321. Right to enter.** The said inspector is hereby empowered to, and whenever, in his judgment, occasion may require, shall enter into and upon any building, premises, staging, or other structure for the purpose of examining the same in reference to its safety, and attending to the performance of his duties as required by law, and shall order the same altered to his reasonable acceptance at the expense of the owner thereof, or of the owner of the land upon which the same is located.

Rev. 1898. Chap. XIV, §6. **§ 322. Appeals.** In case any person shall feel aggrieved by any order of the building inspector, he, or his architect, or builder, shall have the right of an immediate appeal to a board of arbitrators appointed in the manner hereinafter set forth, or to the city court of Hartford, at his election. The said board of arbitrators and said city court shall have the power to annul, amend, modify, or affirm such order of the building inspector. Such appeal must be taken within five days after the date of the receipt of the inspector's notice and order by the aggrieved party, or his architect or builder. Said notice of appeal must

specify the appellant's election of the tribunal to which such appeal is taken, and in case of an election of an appeal to the board of arbitrators, it shall be deemed perfected by a written notice of appeal left with the building inspector personally or at his office. In case of the election by the aggrieved party of an appeal to the city court, a copy of said notice, with an affidavit of service endorsed thereon, shall be filed with the clerk of said court, and said appeal to that tribunal shall be thereupon perfected.

§ 323. Arbitrators. Costs of appeal. The board of arbitrators in each appeal shall be composed in the first instance of two disinterested persons residing in the city of Hartford, one of whom shall be appointed by the appellant and one by the building inspector, and, if they cannot agree, a third member shall be chosen by the two persons thus appointed; and the decision of a majority of the board of arbitrators thus chosen, when reduced to writing, sworn to and filed in the inspector's office, shall be final and conclusive upon the parties. Upon the filing of such decision work may immediately be resumed in accordance therewith. The expense of such arbitration shall in every case be paid by the appellant. Rev. 1898. Chap. XIV, §7.

§ 324. Appeal to City Court. Costs. When an appeal is taken to the city court of Hartford as above set forth, the judge thereof shall forthwith inquire into the facts himself or by a committee appointed by him, and may make such order as he may deem proper in the premises, and may, at his discretion, tax costs in favor of the prevailing party, and may issue execution therefor. Upon the entry of judgment in said court, work may immediately be resumed in accordance therewith. Rev. 1898. Chap. XIV, §8.

§ 325. Appeal to City Court on disagreement of arbitrators. In case of an election by the appellant of an appeal to a board of arbitrators and the failure by the two persons to agree upon a third member, the appellant may thereupon appeal to the city court in the manner hereinbefore provided within Rev. 1898. Chap. XIV, §9.

two days after the receipt by him of notice of such disagreement, signed by either of the arbitrators already chosen.

Rev. 1898. Chap. XIV, §10.

§ 326. Report of inspector. The said inspector shall make a detailed report of his doings to the court of common council at least as often as once in six months, showing the number of certificates of permit granted and the number refused, and such other facts as may be of importance relating to the discharge of his duties.

Idem.

§ 327. Violations of ordinance. He shall diligently inquire into and report to the prosecuting attorney for prosecution all violations of the orders of said inspector and of the building laws of the city, and may also apply in his own name, as building inspector of the city of Hartford, to the city court for an injunction or other legal or equitable remedy in aid of his powers as he may be advised by the corporation counsel to be necessary in the premises.

Rev. 1898. Chap. XIV, §11.

§ 328. Suspension of inspector. Hearing. Removal. The mayor, by and with the advice and consent of any four members of the board of aldermen, may suspend said building inspector for cause, and if, within three days thereafter, the mayor shall not prefer charges in writing against him and cause a copy thereof to be served on him, then he shall be restored to his said office, but if charges are preferred they shall be speedily heard before the mayor and board of aldermen, and if upon hearing had it shall appear to the mayor and aldermen, or to a majority of those present, that the best interests of the city require the removal of said building inspector, he may be so removed by a majority vote of those present and voting.

Rev. 1898. Chap. XIV, §12.

§ 329. Fire limits. The fire limits of the city of Hartford shall be as follows: Beginning at the junction of the Park river and Commerce street, thence following the Park river to a point two hundred feet east of Main street; thence south by a line parallel to Main street to a point opposite the

north end of Barnard Park; thence by a straight line to a point on Park street two hundred feet west of Main street; thence by a line parallel to Main street to Park river; thence following Park river to a point two hundred feet south of Asylum street; thence west by a line parallel to Asylum street to a point opposite its junction with Farmington avenue; thence by a straight line to a point two hundred feet north of Asylum street opposite said junction; thence by a line parallel to Asylum street to the New York, New Haven & Hartford Railroad tracks; thence following the said tracks to a point two hundred feet south of Albany avenue; thence westerly by a line parallel to Albany avenue to a point on Edwards street two hundred feet south of Albany avenue; thence by a straight line to a point two hundred feet north of Albany avenue opposite the center of Edwards street; thence by a line parallel to Albany avenue to the New York, New Haven & Hartford Railroad tracks; thence by the Valley Division of said railroad to Commerce street; thence by said street to the place of beginning; embracing all the territory lying within said limits.

§ 330. Buildings in fire limits. Within the aforesaid fire limits it shall be unlawful to erect, enlarge, or elevate any wooden building, or to build any structure, unless it be of brick, stone, or iron, or other fireproof material. The inspector may, however, permit the removal of a wooden building from one part of a lot within said fire limits to another part of the same lot, when in its new position it shall not be within twenty-five feet of any building. The inspector may permit the erection of wooden sheds with metal roof, when such structures will not endanger other property, and may permit the erection of one-story wooden buildings within said limits, not to exceed twenty-four by thirty feet in area, and eleven feet at the highest point, the same to be covered with corrugated iron or other fireproof material, to the satisfaction of the inspector. The inspector may permit temporary structures in connection with the erection of buildings.

Rev. 1898. Chap. XIV, §18.

Mar. 29, 1898.

Rev. 1898. Chap. XIV, §18.

§ 331. Fire marshal. The building inspector and his assistant shall have all the powers formerly vested in, and perform all the duties formerly performed by the fire marshal of the city.

Rev. 1898. Chap. XIV, §14.

§ 332. Excavations. All excavations shall be properly guarded and protected so as to prevent the same from becoming dangerous to life or limb, and shall be sheet-piled whenever necessary to prevent the adjoining earth from caving in.

Idem.

§ 333. Footing courses. Broad and heavy footing courses of stone or concrete are to be provided whenever, in the opinion of the inspector, the condition of the soil or the height of the building may demand them, and in all cases such footing courses shall be set under brick foundations.

Idem.

§ 334. Foundation walls. The thickness of foundation walls shall not be less than indicated by the diagrams of walls. Dwellings of wood not exceeding one and one-half stories in height, and wooden barns and buildings for light work not exceeding two stories in height may rest upon brick piers, if approved by the inspector. Whenever foundations are unusually deep or serve as bank walls, the thickness must be proportionately increased. All foundation walls shall be properly bonded as often as once in each square yard.

Idem.

§ 335. Footings for piers and chimneys. All piers and chimneys shall have footings not less than six inches thick, and proportionately thicker wherever, in the opinion of the inspector, the soil or the load shall require, and shall project not less than two-thirds of the thickness.

Idem.

§ 336. Wooden posts in cellar. No wooden post or column shall be used in any cellar as a structural support, mill construction excepted.

Rev. 1898. Chap. XIV, §15.

§ 337. Mortar. No lime mortar shall be used until the lime therein is thoroughly slaked, and all cement mortar shall be used immediately after being mixed. Mortar for stone or brick walls below the level of water shall be cement mortar. Foundations where the weight of building requires a wall two

feet thick shall be laid in cement mortar. All foundations less than two feet thick shall be laid in cement or cement and lime mortar. Brick walls above ground over sixteen inches thick and more than four stories or forty-five feet high shall be laid in cement mortar, but the stories over said height may be laid in cement and lime mortar. All walls, other than walls in dwellings, shall be laid in cement and lime mortar. Dwellings not exceeding three stories or thirty-five feet in height may be laid in lime mortar. Underpinning to wooden buildings shall be laid in cement and lime mortar.

§ 338. Bearing load. The safe bearing load to apply to good brick-work shall be estimated at eight tons for each superficial foot, where good lime mortar is used, and eleven and one-half tons where cement and lime mortar is used, and fifteen tons where good cement mortar is used, and eleven tons where good concrete is used. Idem.

§ 339. Weight of masonry. Each cubic foot of brick-work shall be deemed to weigh one hundred and fifteen pounds; sandstone, marble, and granite shall be deemed to weigh one hundred and sixty pounds per cubic foot. Idem.

§ 340. Rock-face work bonded. No rock-face work in walls below the water table or the superstructure above, in any building, shall be less than four inches thick, and it shall have a bond stone running into said wall at least twelve inches once in every square yard of surface of wall. Rev. 1898. Chap. XIV, 16.

§ 341. Ashlar anchored. In buildings faced with ashlar each face-stone shall be anchored into the backing with wrought-iron anchors, at least one-eighth of an inch thick by one inch wide, or one-eighth of an inch in diameter, and of suitable length. Idem.

§ 342. Cornices secured. Where a wall is finished with a stone cornice, or where any stone projects beyond the face of the wall, the greatest weight of material shall be on the inside of the face of the wall or it shall be otherwise properly secured. Idem.

Rev. 1898. Chap. XIV, §17.

§ 343. Brick walls, thickness. Bonding. The thickness of brick walls shall not be less than indicated by the diagrams of walls, except in special cases to be approved by the inspector. Brick used in all buildings shall be good, hard, well-burned brick, except where used for firestops or for backing the inside of wooden buildings. All brick walls shall be well bonded at least every seventh course throughout the thickness of the wall. Where face or ornamental brick-work is used, a blind header may be used by cutting off the inner corners of the face-brick and laying a diagonal header, or by laying a course of headers and stretchers.

Idem.

§ 344. Party walls. Beams therein. Within the fire limits no party wall shall be less than twelve inches thick. Every dwelling in a block of dwellings shall be separated from the one adjoining by a brick party wall running from front to rear; such walls shall be without openings (and outside of fire limits be built out to boarding of sides and up to underside of roof boarding), and of thickness specified in this section. Outside the fire limits, when the party wall averages over thirty-five feet, and under forty-five feet in height, estimating from the level of cellar floor, the cellar part of said wall shall not be less than twelve inches thick, and the remainder of said wall shall not be less than eight inches thick; but when such wall averages thirty-five feet or less in height, estimating from the level of the cellar floor, it may be eight inches thick the full height; other party walls to be as indicated by diagram of walls. Where eight-inch party walls are used, the floor joists or beams shall be separated or spaced, so that there shall be not less than four inches of brick-work between said joists or beams.

Idem.

§ 345. Hollow walls. Outside walls may be hollow when necessary, but where hollow walls are used, the air spaces are not to be included in the thickness required; slots or chases in the wall shall not come within four inches of the opposite side of wall, and no two slots shall be within eight feet of each

other. If any brick building already built, or which may be built hereafter, shall be altered, enlarged, raised, built upon, repaired, or rebuilt, such alterations shall be made to conform to the requirements of this section.

§ 346. Underpinning, thickness of. Underpinning to wooden buildings not over two and one-half stories high, under twenty-four feet wide, and thirty-two feet long, may be eight inches thick; all other underpinning shall be not less than twelve inches thick; the inside course to be built up to top of first floor joist; where eight-inch walls are used, the brick-work shall be built on top of the wood-sills to top of first floor joist, and shall be not less than four inches thick. Idem.

§ 347. Frame-work of large openings, fire-proof. Whenever more than half the area of any brick wall is occupied by window or other openings, the constructive frame-work shall be of iron or other fireproof material, and the remaining portions of wall shall be suitably thicker. No wooden lintels shall be used to support brick walls. Idem.

§ 348. Adjoining walls anchored. All walls of a building meeting at any angle shall be anchored to the adjoining wall, every eight feet in height, by anchors made of at least one-inch by one-eighth of an inch wrought-iron, securely built into the side or partition walls not less than thirty-six inches, and into the front or rear walls at least one-half the thickness of such walls, except where the walls are carried up together and bonded at the point of contact. Rev. 1898. Chap. XIV, §18.

§ 349. Beams anchored to walls and together. All walls of a building shall be anchored to each tier of beams or joists at intervals of not more than six feet apart (except in mill construction, where each timber shall be anchored), with good wrought-iron anchors not less than one and a half inches wide, by one-quarter of an inch thick, fastened to the sides of the beam or joist by three wrought-iron spikes, one-fourth of an Idem.

inch in diameter. Where beams are supported by girders or partitions, the beams shall be butted together end to end and strapped by wrought-iron straps of the same size and distance apart and on the same beam as the wall anchors, and fastened in the same manner, or the joists may lap each other at least twelve inches and be well spiked or bolted together; every pier or wall, front or rear, shall be anchored to the beams of each story; front and rear beams shall have hard wood anchor strips between the beams to support the anchor, which shall pass over at least three beams.

Idem.

§ 350. Sills and plates bolted to brickwork. Sills of wooden structures which are set at a greater height than the first floor, and the plate supporting roofs upon brick buildings shall be bolted to the brickwork with wrought-iron bolts not less than two feet long, one-half inch in diameter, secured at the bottom to a horizontal plate or washer of iron not less than four inches square, and not less than one-eighth of an inch thick, the top of bolt to be provided with proper washer, screw threads, and nut.

Rev. 1898. Chap. XIV, §19.

§ 351. Chimneys and openings therein. The jambs of every fireplace, range, or grate opening shall be at least eight inches wide, and the backs of such openings shall be at least eight inches thick; and brickwork over fireplaces, grates, or other openings shall be supported by iron bars, or brick or stone arches. All hearths shall be supported by trimmer arches of brick or stone, or by iron construction. Hearths and trimmer arches shall be at least eight inches longer on either side than the width of such openings, and at least eighteen inches wide in front of chimney breast. No chimney shall be corbelled from a wall more than eight inches, nor hung from a wall less than twelve inches thick unless it projects equally on each side of the wall, nor started nor built upon any wooden floor or beam. All chimneys shall be built of brick, stone, or other fireproof materials. Brick chimneys, including foundation, shall

have walls eight inches thick, unless terra cotta flue linings are used, in which case the walls may be four inches outside the lining. Where chimneys are built in outside walls, the tile shall start not less than two feet below the underside of the first floor joists at fireplaces. The tile over fireplaces shall commence within two feet of the throat of chimney. When chimneys are built inside without fireplaces they shall be built plumb from the foundation and the tiles shall start at the cellar floor, or the chimney shall be built with eight-inch walls. Ventilating flues or ducts may, by special permit of the inspector, be built with four-inch walls, if the outside wall be eight inches thick, in which case they need not be tiled, and may be topped out as chimneys. Smoke-pipe holes shall have thimbles of iron or terra cotta; no tile shall be used for chimney unless enclosed with four inches of brick work; all chimneys shall be topped out at least four feet above the highest point of contact with roof; no nail shall be driven into the masonry of any chimney; flues of ranges or heating boilers and other similar flues shall have the outside exposed to the height of the ceiling, or be plastered directly upon the brick.

§ 352. Smoke-pipe, protection. No smoke-pipe in any building with wooden or combustible floors or ceilings shall enter any flue, unless the pipe shall be at least eight inches from either the floors, ceilings, or partitions; and where smoke-pipes pass through a stud or wooden partition or floor of any kind, whether plastered or not, they shall be protected by a double collar of metal, with two inches of air space and holes for ventilation, or by a terra cotta thimble, with four inches of brickwork around for the full thickness of the studding; where the woodwork is protected by a shield of metal a less distance may be allowed, but not less than four inches. Rev. 1898. Chap. XIV, §20.

§ 353. Brick furnaces. Brick-set hot-air furnaces shall have two covers, with an air space of four inches between them; the inner cover of the hot-air chamber shall be a brick arch, or two courses of brick, laid on galvanized iron or tin, supported by Rev. 1898. Chap. XIV, §21.

iron bars. The outside cover or top of furnace shall be made of brick or metal supported by iron bars, and constructed so as to be perfectly tight. The walls of furnaces shall be built hollow, viz.: one inner and one outer wall, each four inches thick, properly bonded together, with air space of not less than two inches between them. All furnaces shall be built at least four inches from any woodwork.

Idem. **§ 354. Cold-air boxes.** Cold-air boxes shall be of metal or brick for a distance of three feet from the furnace.

Idem. **§ 355. Portable furnaces.** Portable hot-air furnaces shall be kept at least sixteen inches from any woodwork or ceiling, unless they are protected by a metal shield, in which case they may be kept not less than eight inches from said woodwork or ceiling. Wooden floors under any portable furnace shall be protected by a course of brick laid in mortar, said brick to extend twenty inches at least in front of the ash-pan.

Idem. **§ 356. Registers and hot-air pipes.** Registers over a brick furnace shall be supported by a brick shaft from cover of furnace, with a metal pipe inside. Registers placed in any wood floor shall have either stone or iron borders. Register-boxes shall be made of tin, with a flange on top to fit in the rabbet in the border, and the register shall rest upon same; there shall be not less than one-inch open space on all sides of box; where but one register is connected to a furnace, said register shall have no valves. Horizontal pipes, and hot-air pipes in floors or stud partitions, shall have the woodwork lined with tin plate, and the outside faces covered with metal or slate. Horizontal pipes shall be kept six inches below the floor-beams or ceiling, unless plastered or protected by a metal shield, in which case the distance shall not be less than three inches; where hot-air pipes pass through stud or any wooden partitions, they shall be protected by a double collar of metal, with one-inch air space and holes for ventilation, or surrounded by four inches of brickwork.

§ 357. Steam boilers in public buildings. No steam boiler or boilers shall be installed for heating purposes in or under any public building or place of public assembly, nor in any hotel, building for offices, nor apartment building, without the approval of the building inspector; and the steam pressure allowed on such boilers shall in no case exceed ten pounds per square inch. Rev. 1898, Chap. XIV, §22.

§ 358. Hot-water systems. Hot-water systems shall be provided with open tanks; or if closed system is used, safety valves shall be provided; said valves to be set at a pressure not exceeding five pounds above the water pressure of the boiler, and in no case shall the expansion of any system be provided for by back pressure into the city water mains. Idem.

§ 359. Boilers for power. Inspection. In buildings where boilers are used for elevators or ventilators, a permit for the installation of a steam boiler or boilers must first be obtained from the building inspector; but the pressure of steam per square inch allowed must be regulated and limited by an inspector authorized under the laws of this state to make inspections of steam boilers. All boilers used in the buildings hereinbefore named must be thoroughly inspected at least once in each year. No boiler used for steam heat or motive power, nor any hot-water heater, shall be placed on any floor above the cellar floor, unless the same is set on fireproof beams and arches, and in no case without a permit from the inspector. Idem.

§ 360. Steam pipes. No steam pipe shall be placed within one and a half inches of any woodwork or timber unless the woodwork or timber is protected by a metal shield. All steam pipes passing through floors or ceilings, or lath and plaster partitions, shall be protected by a metal tube with an air space between. All wooden boxes enclosing steam pipes or radiators, and all covers to recesses, shall be lined with metal; all steam and hot-water pipes shall be supported by iron brackets or hangers. Idem.

Rev. 1898. Chap. XIV, §23. **§ 361. Pipes may be let into beams, when.** No gas, water, or other pipes shall be let into the beams or joists unless the same be placed within thirty-six inches of the end of beam or joists; nor shall the pipes be let into the beams or joists more than two inches in depth.

Idem. **§ 362. Stop cocks outside.** All buildings used as factories, hotels, churches, theatres, schoolhouses, jails, or for public assemblies, in which gas or steam is used for lighting or heating shall have the supply pipes leading from the street mains provided each with a stop-cock placed in the sidewalk at or near the curb.

Idem. **§ 363. Gas brackets.** All gas brackets shall be placed at least two feet below any ceiling or woodwork unless the same is protected by a shield; in which case the distance shall not be less than eighteen inches. Swinging or folding gas brackets placed against any stud, partition, or woodwork, and gas lights placed near window curtains or other combustible material, shall be protected by proper shield.

Rev. 1898. Chap. XIV, §24. **§ 364. Floors, strength.** All buildings shall have floors of sufficient strength in all parts to bear safely, upon each superficial foot of surface, in addition to the weight of the materials of which the floors are composed, at least the following loads, viz.: Dwelling houses, fifty pounds; offices, one hundred pounds; public assemblies, one hundred and twenty pounds; stores, warehouses, workshops, or buildings used for manufacturing or commercial purposes, one hundred and twenty-five pounds.

Idem. **§ 365. Roofs, strength.** Roofs of all buildings shall be proportioned to bear safely fifty pounds upon every superficial foot of their surface in addition to the weight of the material composing the same.

Idem. **§ 366. Columns, bridging, stirrup-irons, beams.** Every column, post, or other vertical support shall be of sufficient strength to bear safely the weight of material and load of the

portion of each and every floor depending upon it for support. No cast-iron column shall be less than three-fourths of an inch in thickness. Columns where placed over one another shall not bear upon a wooden girder, but directly upon each other, and have iron dowels or pintles between the cap and base-plates. Wooden columns supporting wooden girders or beams shall have cap and base-plates of cast-iron not less than one inch thick. All beams or joists shall be free from any imperfection whereby the strength may be impaired, and of such dimensions and materials as the purpose for which the building is used requires. No bridging shall exceed eight feet from end of beam or joists, or between each row of bridging. Stirrup-irons of proper size shall be used at all headers where the opening exceeds four feet; dwelling houses may be excepted, where, in the opinion of the inspector, they are not required. The ends of all beams and joists in brick walls shall be beveled, so that no level portion of the top shall enter the walls. All beams and joists shall rest not less than four inches on the walls or other supports.

§ 367. Floor beams, size and spacing. Buildings may have floor beams of the size and spacing shown in the following table, when, in the opinion of the inspector, the size is sufficient for the load imposed thereon: Idem.

ATTIC FLOORS.

Greatest length.	Least size.	Greatest distance on centers.	Least number of rows of bridging.
12 feet.	2 by 7	16 inches	one
14 "	2 by 8	16 "	"

OTHER FLOORS.

12 "	2 by 8	16 "	"
14 "	2 by 9	16 "	"
16 "	2 by 10	16 "	"
18 "	2 by 12	16 "	two
20 "	2½ by 12	12 "	"
22 "	3 by 12	12 "	"
24 "	2½ by 14	12 "	"

The foregoing table is based on the use of spruce timber.

Idem. **§ 368. Floors, door openings, construction.** At each floor the joists are to be doubled and spiked together under all partitions, and for trimmers and headers around all openings, and where the span is long, there shall be a suitable truss, framed in the partition; all door openings are to be properly trussed, two by four inch sills and plates are to be placed at all partitions not resting upon girder beams, or where the studding does not pass down onto the plate of the partition below.

Idem. **§ 369. Bearing partitions, studding.** All bearing partitions shall have at least one row of bridging of the full width of the studs. The studding of the outside walls of all wooden structures three stories in height to the plate shall not be less than two by five inches, set not more than sixteen inches on centers. The studding of outside walls under three stories in height to plate may be two by four inches; the studs of all bearing partitions shall not be less than two by four inches, set the four-inch way, all to be set not more than sixteen inches on centers.

Idem. **§ 370. Sills.** The sills of all wooden structures shall be not less than four by six inches.

Idem. **§ 371. Building near line of lot.** Any wooden building built within one foot of the line of an adjoining lot shall have the outside adjoining wall built of brick of the thickness specified in section 343, except in special cases to be approved by the inspector.

Idem. **§ 372. Floor construction, special cases.** Where the larger number of floor joists are of a given size, according to the ordinance, and there are some of the joists over the given length, the distance on centers may be reduced, or the joists increased in thickness, so that the strength shall remain the same.

Rev. 1898, Chap. XIV, §25. **§ 373. Columns fireproofed. Fire-stops. Plastered walls.** Every interior iron column supporting a partition or

other brick wall or pier, shall be fireproofed by being properly encased in brick or terra cotta, or by a coating of plaster one inch thick on wire or metal lathing, or other fireproof materials. Inside the fire limits, every furred wall or partition of stone, brick, or other like material, shall be provided with fire-stops at each story, said stop to consist of brick, mortar, or other fireproof materials. Stud-bearing partitions shall be provided with fire-stops at each story, which may be of the same material as partition, but no stop of wood shall be less than two inches thick, by the full width of partition. Where mortar stops are used, wooden strips two inches thick may be used as supports. The spaces between the floor joists, where they rest upon the bearing partitions, shall be stopped. The stop can be of the same material as the partition, but no stop shall be less than two inches thick. The spaces between the stair strings and the joists of the landing, unless unceiled, shall be stopped at three places in each story; stops can be wood not less than two inches thick. Outside the fire limits, all buildings three stories in height or over shall be provided with fire-stops as above in each story. In every building there shall be at least one line of fire-stops, which shall be set at the base of all walls and partitions. In all buildings, without regard to the number of stories, including all rooms finished off in the space enclosed by the roof, in what is termed the attic, all outside walls and all inside partitions shall be plastered down to the floor, and back of all cases and wainscoting in each story.

§ 374. Means of egress, number. Scuttles. Every building (other than a dwelling house occupied by not more than one family) shall have to each story two means of egress to the ground, either inside or outside the building, not including elevators. And such means shall be kept free from obstruction at all times, and shall be accessible from each room in each story. All buildings over two stories in height shall have a permanent access to the roof from the inside. The opening of said access shall be not less than eighteen by thirty inches in the clear. Rev. 1898. Chap. XIV, §26.

Idem. **§ 375. Party walls, cornices, in fire limits.** The planking and sheathing of the roof of every building hereafter erected or built inside the fire limits shall in no case be extended across the party wall thereof, and every such roof shall be covered with slate, tin, copper, iron, or other fireproof materials. And all the party walls, except as provided in section 344, in all buildings shall be carried up at least one foot above the roof, and shall be capped with tile, tin, stone, or other fireproof materials. Every cornice within the fire limits, except in isolated buildings used as dwellings only, shall be wholly of brick, iron, terra cotta, stone, or other incombustible material.

Rev. 1898. Chap. XIV, §27. **§ 376. Altered buildings.** In case any building is so altered as to add to the height thereof, such altered building shall be so constructed as to comply with all the provisions and limitations of this chapter applicable to the class of dwellings to which such altered structure belongs.

Rev. 1898. Chap. XIV, §28. **§ 377. Building damaged by fire, inspection.** Every building that may be damaged by fire or otherwise, before a permit is issued to repair or replace the same, shall be examined by the inspector, and such parts of said buildings as, in his opinion, are unsafe, or damaged to an extent that will impair the safety of the reconstructed building, shall be taken down.

Rev. 1898. Chap. XIV, §29. **§ 378. Wiring.** All light, heat, power, burglar alarm, telephone, or other wires leading into any building, and all electric wires placed inside of any building, whether connected with aërial or underground wires, shall be installed under the rules of the Hartford Board of Fire Underwriters, and subject to the approval of the building inspector, and no wires, currents, or appliances shall hereafter be introduced into or placed in any building in said city, unless the same be done in compliance with the requirements of said rules. All electrical apparatus and wires for conducting electricity, both permanent and temporary, while in use in any building now or hereafter used for theatrical, operatic, or public assemblies, which has a seating

Nov. 13, 1906.

capacity of one thousand (1,000) or more persons, shall be under the direct supervision and control of a competent electrician, and no person shall act as such electrician, who has not previously obtained the written approval of the fire marshal of the city of Hartford.

THEATRES.

§ 379. Frontage, entrance, exits, signs. Every building intended to be used for theatrical or operatic or other such purposes hereafter built shall have a frontage as wide as the widest part of the auditorium or assembly hall, including side passages or lobbies, the whole width and height of which frontage shall be upon a street, court, passageway, or area at least 30 feet wide opposite the entire frontage. Such court, passageway, or area shall have an unobstructed way at least 30 feet wide to the public street. May 24, 1904.

There shall be at least one exit on this front, which shall be in no case less than five feet in width, and of such greater width in proportion to the seating capacity of the hall as an allowance of twenty inches for each one hundred persons will in the aggregate require. There shall be other independent exits of the same aggregate capacity. There shall be open courts on the sides not less than ten feet wide, with an exit or corridor from the court to the street. All rooms in theatres for the use of persons employed therein shall have two independent exits. All doors shall open outwards, and shall not be placed to reduce the passages above required. Every exit shall have over the same, on the inside, the words "This Way Out," in legible letters not less than four inches high. Plans showing the exits and stairways shall be printed on every program or play bill. All exits from the building shall be open at the beginning of every performance and whenever necessary, and shall have fastenings on the inside only.

§ 380. Aisles. All aisles, stairways, and passageways shall be of an even or increasing width toward the exit, with a Idem.

ceiling at least eight feet high throughout, without obstructions, properly arranged for the easy exit of the audience as computed by the above rule. The minimum width of aisles shall be two feet eight inches at the end near the stage, and not less than three feet at the other end. There shall be a parallel aisle with a minimum width of three feet. Every aisle shall lead directly to an exit. No aisles of passage in such buildings, rising towards the exits, except stairs from story and necessary steps in galleries and balconies, shall have a gradient within the auditorium of more than two in ten, or elsewhere of more than one in ten.

Idem.

§ 381. Stairs. The cut of stairs stringers shall not exceed seven and one-half inch rise, nor have less than a ten-inch tread. No winders shall be less than seven inches wide at the narrowest part. There shall be no flights of more than fifteen or less than three steps between landings. Every landing shall be at least four feet wide from step to step. All stairs and landings shall have hand rails on both sides, firmly secured to walls or to strong posts and balusters. Stairways twelve feet wide or more shall have one or more intermediate rails properly supported. There shall be balconies no less than four feet in width in said open court or courts (or street when the building borders on a street) at each level or tier above the parquet, on each side of the auditorium, of sufficient length to embrace two exits, and from said balconies there shall be staircases extending to the ground level, with a rise of not more than eight and one-half inches to a step, and not less than a nine-inch tread, exclusive of nosing. The staircase, from the upper balcony to the next below, shall not be less than thirty inches in width in the clear, and from the first balcony to the ground three feet in the clear, where the seating capacity of the auditorium is 1,500 or less, and three feet six inches where the seating capacity is not more than 2,000 people. All the above balconies and staircases shall be constructed of iron throughout, including the floors, and of ample strength to sustain the load to be

carried by them, and they shall be covered with a metal hood or awning, to be constructed as shall be directed by the inspector.

§ 382. Seats. All seats in the auditorium, except those contained in boxes, shall be firmly secured to the floor, and no seat in the auditorium shall have more than six seats intervening between it and an aisle on the other side. All groups of seats shall be so arranged that there shall be an aisle at each side of each group, and no group or bank of seats in the auditorium shall have more than fifteen rows of seats unless divided by a parallel aisle the full width of house. In balconies and galleries no group or bank of seats shall have more than nine rows of seats unless divided by a parallel aisle running the full width of said balconies and galleries. No temporary seats or other obstructions shall be allowed in any aisle, passageway, or stairway, and no person shall be allowed to remain in any aisle or stairway during any performance. Idem.

§ 383. Lights. The lights for the rear of the auditorium, and for all passages and stairways of exits, shall be independent of the lights of the rest of the auditorium, and of the platform or stage, and shall be so arranged that they cannot be turned down or off from the platform or stage. If electricity is used for lighting there shall be provided suitable arrangements for properly lighting gas jets in case of failure of the electric current, or such other suitable device for such emergency as shall be approved by the inspector. All stage and dressing room gas lights shall be protected by proper nettings. Idem.

§ 384. Stage and proscenium arch. The stage shall be separated from the auditorium by a brick wall sixteen inches thick, which shall extend the full width and height of building, and two and one-half feet above the highest roof. The top of said wall is to be covered with coping or some fireproof material, like a party wall. There shall be no opening through Idem.

this wall, except the curtain opening, and not more than two others, which shall be at or below the level of the stage; these latter openings shall not exceed twenty-one square feet each, and shall have fireproof self-closing doors securely hung to the brick wall. The proscenium opening shall be spanned by an iron girder, covered with fireproof material to protect it from heat in case of fire, with a relieving arch over the same, the intervening space to be filled with brick the full thickness of wall. No fixed portion of the stage, except the floor, shall be of wood. All carpenter or property shops and wardrobes shall be separated from the stage, auditorium, and dressing-rooms by solid brick walls, with no opening to the auditorium or dressing-room divisions, and shall have fireproof self-closing doors, securely hung to the brickwork. The finish or decorative features around curtain openings shall be of fireproof material, well secured to masonry. All the scenery, curtains, and woodwork of the stage shall be thoroughly covered with a fireproof material. Wire or metallic lathing shall be used throughout the building for plastering. There shall be ample passageway adjoining each division of the auditorium.

Idem. **§ 385. Curtain.** The proscenium or curtain opening shall have a fireproof curtain reinforced by wire netting, or otherwise strengthened. If of iron or similar heavy material, and made to lower from the top, it shall be so contrived as to be stopped securely at a height of seven feet above the stage floor. Such curtain shall be raised at the beginning and lowered at the end of each and every performance, and shall be operated by approved machinery for that purpose, and the curtain shall be at least three feet distant from the footlights at the nearest point.

Idem. **§ 386. Ventilators.** There shall be one or more ventilators near the center and above the highest portion of the stage, equal in combined area of opening to one-tenth of the area of stage floor. Every such ventilator shall have a valve or lever so

counterbalanced as to open automatically, and shall be kept closed when not in use by a cord accessible from the stage. Such cord shall be of combustible material, and so arranged that if it is severed the ventilator will open automatically.

§ 387. Stand pipe, sprinklers, extinguishers. There shall be at least one two-inch high service stand pipe on each side of stage and to each fly-loft, each to be provided with a nozzle and a sufficient length of A1 hose to reach the opposite wall two feet above stage level and above the floor of fly-lofts. The said pipes shall have two gates, one above the other, with a proper test or waste valve, the lower gate to be kept open at all times. The proscenium opening shall be provided with a two and one-half inch perforated iron pipe, or equivalent of automatic or open sprinklers, as inspector may direct, so constructed as to form when in operation a complete water curtain for the entire proscenium opening. Automatic sprinklers shall be installed both over and under stage. Fire extinguishers of sufficient size and approved design shall be installed at each corner of the auditorium, balcony, and gallery floors. Idem.

§ 388. Assembly halls, exits. In every building hereafter so built or altered as to contain an audience or assembly hall capable of holding 800 persons or more, and used for theatrical purposes, such audience or assembly hall shall be on the first floor of such building; if capable of holding not more than 400 persons, it shall not be above the second floor; if capable of holding not more than 200 persons, it shall not be above the third floor. No assembly hall shall be above the third floor in any building. The audience hall, and each gallery of every such building, shall have at least two independent exits, so placed as to provide for the safest possible egress, and one of the above exits shall be fireproof. Every such exit shall have a width of at least twenty inches for every 100 persons which the hall and galleries from which it leads is capable of containing. None of the exits above required shall be less than five Idem.

feet in width. There shall be stand pipes, sprinklers, and extinguishers in all such halls and galleries as specified for theatres, as far as conditions may concur with same.

May 24, 1904. **§ 389. Policing, duties, report.** The owner or manager of any theatre or opera house shall be required to have in attendance at every public performance or gathering either a regular or a supernumerary member of the city police force or a regular or supernumerary member of the city fire department, who shall, before the opening of such theatre or opera house, see that all exits are unlocked and all fire escapes are ready for immediate use, and that said exits remain unlocked and said fire escapes be ready for immediate use during the entire performance or gathering. Said policeman or fireman shall render a report in writing to the chief of the fire department upon the day succeeding each performance or gathering, or upon the next Monday when such succeeding day falls upon Sunday, certifying whether these instructions were carried out in detail. Each day that the provisions of this section shall not be complied with on the part of said owner or manager shall constitute a separate offense.

May 24, 1904. **§ 390. Inspection, orders, appeals.** The building inspector is hereby empowered, whenever, in his judgment, occasion may require, to enter into and upon any building used as a theatre or assembly hall, and shall order such alterations to be made as he shall deem necessary to promote the security of the public from fire and panic. It shall be his duty to see that all ordinances in relation to the public safety in theatres and assembly halls are enforced, and he shall regulate or prohibit the use of scenery and inflammable materials deemed by him to be dangerous. Notice of such orders shall be given and appeals therefrom may be taken in the same manner as is provided in sections 322, 323 and 324 of this chapter, but no appeal shall operate to suspend any order of the building inspector regulating or prohibiting the use of inflammable materials or scenery deemed by him to be dangerous.

§ 391. Elevators. In any building in which there shall be an elevator not inclosed in walls constructed of brick or other fireproof materials, and provided with fireproof doors, the openings thereof through and upon each floor of said buildings shall be provided with and protected by a guard or gate, and with good trap-doors with which to close the same. Such guards, gates, and trap-doors shall be kept closed at all times except when in actual use. In all buildings, except manufactories hereafter erected, the roof immediately over the elevators shall be covered with a skylight of suitable size. All elevators hereafter placed in any building, except manufactories or storehouses, shall be enclosed in suitable walls of brick or frame work of iron and burnt clay filling, or other fireproof material; said walls shall extend through and above the roof of the building at least three feet, and all openings into the same shall be provided with fireproof doors, made solid for three feet above the floor level and with grilled openings above. Elevators may be placed in the well-holes of stairs, without such brick or fireproof enclosures, where the stairs are inclosed with brick or other fireproof walls, but the frame-work and inclosure of such elevator shall be of iron or other fireproof materials. The roofs over all inclosed elevators shall be made of fireproof materials, with a skylight of at least three-fourths of the area of the shaft, made of glass set in an iron frame. Immediately under all overhead machinery at top of elevator shaft, there shall be placed a substantial grating or screen of iron of sufficient strength to form a protection from falling materials. Every elevator shall be provided with a sufficient arrangement to prevent the falling of the car or platform in case of accident. Every part of any elevator not inclosed in a shaft, except in manufactories and storehouses, shall be protected by an iron screen or grill. Freight elevators shall have a notice posted conspicuously thereon, as follows: "Persons riding on this elevator do so at their own risk." All persons placed in charge of running any elevator shall be steady, reliable persons with

Rev. 1898. Chap. XIV, §81.

suitable qualifications to do such work. No elevator shall be used until it has been inspected and a permit has been granted by the inspector, and when any repairs are found necessary, upon inspection, they shall be made without delay, and the use of the elevator shall cease, and it shall not be again used until a new inspection, unless a certificate, signed by an elevator builder that the elevator is safe, has been furnished, and posted at the entrance.

Rev. 1898. Chap. XIV, §35.

§ 392. Penalty. If any person shall violate any provision of this ordinance or wilfully disobey any written order of the building inspector as aforesaid, unless the same shall have been set aside or modified by said City Court on an appeal, or by said board of arbitrators on an appeal, or any order or decree of either said court or said board of arbitrators made by either on an appeal as aforesaid, or any order of the board of health relating to ventilation, light or drainage, he shall be guilty of a misdemeanor, and may be punished, on conviction thereof, by a fine of not more than fifty dollars.

Plates, illustrating the Building Ordinance, approved June 29, 1895, can be seen in the Municipal Register for 1896, or in the office of the building inspector at the City Hall; and are also on file in the office of the town clerk, at the Halls of Record.

CHAPTER XVI.

EXPLOSIVES.

§ 393. Vessels carrying explosives regulated. No vessel, boat, or other water-craft, on board of which any gunpowder, dynamite, or explosive of a like nature shall be laden, shall come to or lie at any wharf, slip, or landing-place within the city of Hartford, or come to anchor or otherwise make fast on Connecticut River within the jurisdiction of said city, except as hereinafter provided. Rev. 1898. Chap. XV, §1.

§ 394. May land below mouth of Hockanum. Any vessel, boat, or other water-craft, of suitable construction with regard to safety, may be allowed to receive or deliver said explosives at any wharf or landing-place on the Connecticut River below the mouth of the Hockanum River, and may remain at such wharf or landing-place a reasonable time for such purpose, not to exceed three days, and no fire of any kind shall be allowed on or near said vessel at any time while it is within the jurisdiction of said city; *provided,* however, that when any vessel, boat, or other water-craft shall have received on board any of said explosives at said wharf or landing-place, at the expiration of said three days it shall be removed without the jurisdiction of said city, and shall not return again while any of said explosives are on board. 1898. Chap. XV, §2.

§ 395. Keepers of explosives to be licensed. Sign. No person or persons shall keep, or have for sale, or for any other purpose in any house, store, or other building, or upon any vessel, boat, or other water-craft, within the jurisdiction of said city, any quantity of gunpowder exceeding five pounds in weight, or any quantity of dynamite or explosive of like nature exceeding one pound in weight, without a special license from the board Rev. 1898. Chap. XV, §3.

of fire commissioners; and every person so licensed shall give notice thereof by a conspicuous sign bearing the words "Licensed to Keep and Sell Explosives," placed over the door or principal entrance to the store or building where said explosives are deposited; *provided* that nothing contained in this chapter shall be construed to prohibit vessels or boats loaded wholly or in part with explosives from coming within the jurisdiction of the city for the purpose of loading or unloading, subject to the provisions of this chapter.

Rev. 1898. Chap. XV, §4.

§ 396. Explosives to be kept in metal chest, construction and location thereof. Every person licensed to keep and sell explosives, as provided in the preceding section, shall be provided with a suitable copper, zinc, or galvanized iron chest, marked in front with the word "gunpowder," or the word "explosives," which chest shall be approved by the chief of the fire department, and shall be provided with two strong handles and with a tight cover or lid, attached with brass hinges, and secured with a brass padlock and key. Said chest shall always be kept locked, except when opened to put in or take out explosives, which shall be done as speedily as possible, consistent with proper care. Said chest shall be kept on the lower floor, and within six feet of the principal door or entrance from the street, over which the sign mentioned in the preceding section is placed, and in no other place in the building except by special permit of the board of fire commissioners, which permission shall be expressed in the license; and no explosive shall be sold or exhibited for sale except by daylight.

Idem.

§ 397. Amount of explosive kept. No person licensed as aforesaid shall have on hand at any time in one building or store more than one hundred pounds of explosives; *provided, however,* that this and the two preceding sections shall not apply to any explosive kept in any building used for that purpose only and distant more than one-half mile from any habitation in the city of Hartford, or in any adjoining town, pro-

vided said building shall have been inspected and a permit obtained from the board of fire commissioners.

§ 398. Licenses, record of, revocation. The clerk of the board of fire commissioners shall keep a record of all licenses granted, and of the place designated in each license for keeping and selling explosives, which place shall not be altered or changed without the consent of said board expressed in such license, and the said clerk at the time the same is issued shall call the attention of the person so licensed to this chapter. Any license so granted may be revoked at any time by said board. Rev. 1898. Chap. XV, §5.

§ 399. Inspection, report of violations. The chief of the fire department, at all suitable times, may enter the store or building of any person licensed to keep and sell explosives, to ascertain if the laws and regulations relating thereto are strictly observed, and it shall be the duty of said chief to report to the prosecuting attorney, and to the recorder of the city court, in accordance with the provisions of the following section, all violations of this chapter that may come within his knowledge. Rev. 1898. Chap. XV, §6.

§ 400. Seizure of explosives. It shall be the duty of the chief of the fire department, upon ascertaining that any explosives are kept within the city contrary to law, to make complaint to the recorder of the city court, who shall forthwith issue an order signed by him as such recorder, to the marshal or deputy marshal of the city, commanding such officer to seize such explosives and to take them into his custody, and to keep the same safely until disposed of according to law. Such order shall be accompanied by a citation to the owner or possessor of such explosives, directing him to appear before the city court at a day and hour to be named in the citation, not later than five days from its date, to show cause why such explosives should not be declared forfeited to the city and sold as in this chapter provided. A copy of the order and citation above provided for, Rev. 1898. Chap. XV, §7.

attested by the marshal or his deputy, with his doings thereon indorsed, shall be left with such owner or possessor, or at his usual place of abode, within twenty-four hours after such seizure, and the original shall be filed with the city court within the same period, with the officer's doings endorsed thereon.

Rev. 1898. Chap. XV, §8.

§ 401. Hearing, disposition after condemnation. If, upon the hearing, the court shall find that the explosives seized, or any part of the same, were at the time of such seizure held in violation of law, it shall order that so much of said explosive as was kept in violation of law shall be forfeited to the city, and shall be sold by the marshal or deputy marshal, and the avails thereof paid to the city treasurer for the benefit of the city. And the marshal or deputy marshal making such sale shall, within twenty-four hours thereafter, file with the city court an accurate return or statement of the amount received and of its deposit with the city treasurer, and affix thereto his receipt for the same.

Rev. 1898. Chap. XV, §9.

§ 402. Return of explosives not illegally kept. In case the court, upon hearing, shall determine that the explosives seized, or any part of the same, were not kept in violation of law, it shall order the marshal at once to return to the owner or possessor the explosives found to be lawfully kept.

Rev. 1898. Chap. XV, §10.

§ 403. Costs. If, upon the hearing, the court shall find that the explosives seized, or any part of the same, were, at the time of such seizure, held in violation of law, it shall tax the costs of the proceeding in favor of the city and against the owner or possessor of such explosives, and shall issue execution therefor. Said costs shall be the same as those taxable in civil actions before the city court where the amount in demand exceeds two hundred dollars, together with such reasonable amount for the seizure, storage, and care of the same as the court may in its discretion allow. If the court shall find

that no part of the explosives so seized were, at the time of seizure, kept in violation of law, it may tax such costs payable out of the city treasury as it shall deem reasonable.

§ 404. Removal or destruction in case of fire. In case of an alarm of fire in the vicinity of the store or building where any explosives are kept as herein provided, the chief of the fire department may cause said explosives to be removed to a place of safety, or to be destroyed, as the case may require. Rev. 1898. Chap. XV, §11.

§ 405. Minors may not buy without order. Exceptions. No person shall sell, to any child under the age of sixteen years, any dynamite, or explosive of a like nature, or any gunpowder, cartridge, or fixed ammunition, or any gun, pistol, or mechanical contrivance arranged for the explosion of the same, without the written order of the parent or guardian of such child, *provided,* however, that this section shall not apply to fire-crackers, torpedoes, or fire-works, commonly so called. Rev. 1898. Chap. XV, §12.

§ 406. Penalty. Any person who shall violate the provisions of this chapter shall be fined not more than fifty dollars, or imprisoned not more than thirty days, or both. Whenever the quantity of explosives sold or transported in violation of the provisions of this chapter exceeds twenty-five pounds, an additional penalty at the rate of one dollar per pound for the excess may be imposed. Rev. 1898. Chap. XV, §13.

CHAPTER XVII.

AMUSEMENTS.

Rev. 1898. Chap. XVI, §4.

§ 407. Penalty. The violation of any provision of section 170 of the charter, shall be deemed a misdemeanor, and shall be punished by a fine of not more than ten dollars, and such violation by, or on behalf of, any person, persons, or company licensed to give an entertainment or exhibition in said city, shall likewise operate to revoke any such license.

Rev. 1898. Chap. XV, §5.

§ 408. Violations reported. It shall be the duty of the mayor to report all violations of this chapter to the prosecuting attorney for prosecution.

Rev. 1898. Chap. XVI, §6.

§ 409. Record of licenses. The mayor shall keep a record in a book provided for that purpose of all licenses granted by him under authority conferred upon him, which record shall set forth the name of the party licensed and the amount paid for the license, and said record shall be open at all reasonable times to the inspection of any member of the court of common council.

Mar. 12, 1901.

§ 410. License fees, inspection. Every licensee before he receives any license for a theatrical exhibition, public show, public amusement, athletic contest, or other performance or exhibition of any description, to which admission is obtained by the payment of money or the delivery of any valuable thing, or by any ticket or voucher obtained for money or any valuable thing, shall pay for such license, covering such performance or exhibition, as follows:

Circus, Wild West Show, and out-door and tent performances of an itinerant and transient character, $75.00 per day.

Athletic contests, for each contest, $15.00.

Theaters, for all performances that may be held in them, $75.00 per year.

All other performances, public shows, public performances or exhibitions, $1.00 per day, and every such licensee, as a condition for obtaining such license shall cause facilities for entering and inspecting his place of amusement and viewing the exhibition or performances therein to be furnished at all times to the mayor when applying therefor.

CHAPTER. XVIII.

PUBLIC MORALS.

Rev. 1898. Chap. XVII, §1.

§ 411. Certain literature prohibited. No person, within the limits of the city of Hartford, shall sell, lend, give away, show, or offer for loan, gift, sale or distribution, or have in his possession with intent to sell, lend, give away, show, or offer for loan, gift, sale, or distribution, to any minor child, any book, pamphlet, magazine, newspaper, or other printed paper, devoted to the publication, or principally made up of criminal news, police reports, or accounts of criminal deeds, or pictures or stories of deeds of bloodshed, lust, or crime; and no person within said city shall exhibit upon any street or highway, or in any other place in said city, within the view, or so that it may be within the view of any minor child, any book, pamphlet, magazine, newspaper, or other printed paper, devoted to the publication or principally made up of criminal news, police reports or accounts of criminal deeds, or pictures or stories of deeds of bloodshed, lust, or crime.

Rev. 1898. Chap. XVII, §6.

§ 412. Street sales by children. No child under the age of fourteen years shall be allowed to sell, offer for sale, or distribute any article of merchandise on the public streets or in any public place within the city during the hours in which public schools are in session, or later than eight o'clock in the evening.

Rev. 1898. Chap. XVII, §7.

§ 413. Penalty. Every parent or other person having control of any child under the age of fourteen years who shall compel or permit such child to violate the provisions of the preceding section shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not more than twenty-five dollars for each and every offense.

§ 414. Bathing. Bathing by any person naked at any public place in the city of Hartford, outside of any building, shall be deemed a nuisance, and every person who shall commit such nuisance or aid or assist therein, shall forfeit and pay a fine of not more than $30.00 for each offense. July 19, 1901.

CHAPTER XIX.

PUBLIC CARRIAGES.

Nov. 24, 1903.

§ 415. Public carriages. Every hack, omnibus, cab, coach, express or baggage wagon, or other vehicle drawn or propelled by animal power, whether on wheels or runners, which shall stand on the public stands established by the city of Hartford waiting to be hired or engaged, or for the purpose of soliciting persons or baggage to be conveyed from place to place within said city, shall be deemed a public carriage within the meaning of this ordinance. No such vehicle shall carry or transport passengers or baggage for hire as aforesaid, nor shall any person or persons solicit or receive passengers or baggage to be carried or transported as aforesaid, unless duly licensed according to the provisions of this chapter.

Rev. 1898. Chap. XVIII, §2 Sept. 24, 1907.

§ 416. Licenses. The chief of police of the city shall, upon due application, issue a license in writing to the owner of any suitable vehicle, or to such suitable driver as such owner may elect, to use the same in the transportation and carriage of passengers or baggage, either or both, from place to place within said city for hire, classifying such vehicles and designating the use of each in such license. All licenses issued under the provisions of this chapter shall expire on the first day of June next succeeding their date, and may be sooner revoked by the chief of police or suspended for such time as he may in his discretion think proper for any improper conduct of the licensee acting thereunder, or any violation by him of the provisions of this chapter.

Rev. 1898. Chap. XVIII, §3 Sept. 24, 1907.

§ 417. Record of licenses. Fee. Every license so granted shall, before it becomes of any effect, be recorded by the city clerk in a book to be kept by him for such purpose, and the

clerk shall receive from the applicant one dollar for recording the same, and every revocation or suspension by the chief of police of any license granted shall be by the city clerk, upon notice to be given by the chief of police, entered against the record of such license.

§ 418. Auxiliary licenses. The chief of police may, when requested, grant licenses auxiliary to each license so granted, to suitable persons to act as substitutes in case such driver or person licensed shall be absent or unable to act, which shall be recorded as aforesaid, and such persons so licensed as substitutes, when so acting, shall have the same rights and perform the same duties, and be subject to the same provisions and penalties as the principals. Rev. 1898. Chap. XVIII, §4 Sept. 24, 1907.

§ 419. Licenses for shorter time. Non-residents. The chief of police shall have the power of granting licenses for a shorter period of time, to be designated in such license, to owners or drivers of vehicles as aforesaid for the purpose of using said vehicles for the conveyance of passengers when some public occasion may require an unusual amount of travel, which shall be subject to the same provisions and penalties as apply to regular licenses, and every person not a resident of this city, who shall be licensed as aforesaid, shall pay therefor the sum of ten dollars for each ordinary hack, coach, carriage, or vehicle, and the sum of twenty dollars for each omnibus or other vehicle designed for and capable of carrying more than eight persons. Rev. 1898. Chap. XVIII, §5 Sept. 24, 1907.

If such hack, omnibus, or other vehicle shall be owned by any person or persons not resident in this city, then the sum named in this section shall be paid for such license, though the person licensed be a resident of this city.

§ 420. Badge. Vehicle to be numbered. Every person so licensed, when soliciting passengers or baggage, shall wear upon his hat or cap a distinctive badge indicating the number of his license, and a corresponding number shall be placed in some conspicuous place upon the carriage which he drives. Rev. 1898, Chap. XVIII, §6

Rev. 1898. Chap. XVIII, §7

§ 421. Cards, what to contain. It shall be the duty of every person so licensed to carry either passengers or baggage or both, to obtain proper cards, on each of which shall be plainly printed the name of the person to whom the license was issued, the number of the license, and the fare or prices for carrying passengers or baggage, or both, according to such license, as established by this chapter, and it shall be the duty of every such driver, whenever he shall accept or contract to accept any person or persons as passengers to be transported for hire within this city, to furnish and deliver to each of such persons so accepted or with whom he has contracted, one of said cards, bearing his number so printed, and whenever any driver or person licensed to carry baggage for hire shall accept, receive, or bargain to receive any trunk, valise, or other article of baggage to be by him transported within said city, he shall furnish and deliver to such person with whom he has so contracted a card as aforesaid, and each driver of baggage shall, at the time of delivering such card, write plainly and legibly thereon the article or articles which he has so received.

Rev. 1898. Chap. XVIII, §8

§ 422. Duties of licensed driver. Every licensed driver of passengers, or passengers and baggage, shall be held at all reasonable times to accommodate those who may apply to him for carriage, and no vehicle so licensed shall, while engaged so as to be unable to receive and transport passengers, remain standing upon any of the public stands established by this chapter, or at any railroad or steamboat depot in this city, and no driver so licensed shall refuse or neglect to receive and transport, or neglect or refuse to contract to receive and transport any person, or neglect or refuse to go to any point or place within the city, and there receive and transport, with ordinary baggage, any person from such point or place to any other point or place within the city, when so standing and applied to as aforesaid.

Rev. 1898. Chap. XVIII, §9

§ 423. Public stands for carriages. No public carriages for the conveyance of passengers shall stand at any place

in said city waiting for employment, except north of the entrance on the west side of the city hall yard, on the north side of Barnard Park, on the south side of Main street, near the corner of Ann street, and on Union Place, from a point twenty feet north of the north line of Allyn street to a point eighty feet south of the south line of Church street. In so standing within the limits above prescribed, said carriages shall be backed against the curb of the sidewalk, and shall be subject to the orders of the chief of police, as to arrangement and location.

§ 424. Public stands for baggage wagons. No truck, wagon, dray, or vehicle which shall be used in the city for the conveyance of baggage, goods, wares, merchandise, produce, wood, or anything whatever for hire or for sale, shall stand for such purpose in any place in said city waiting for employment, except on the south side of the city hall yard, and on Union Place from the south line of Church street to a point eighty feet south of said south line. In so standing within the limits above prescribed, said wagons shall be backed against the curb of the sidewalk, and shall be subject to the orders of the chief of police as to arrangement and location. Rev. 1898. Chap. XVIII, §10.

§ 425. Conduct of drivers. No driver so licensed, while at a public stand or at any railroad station or steamboat wharf waiting to be employed or soliciting passengers, or while any public carriage is in his charge at any public place, shall use any profane, abusive, boisterous, or indecorous language, or utter loud cries or calls, or scuffle, or crowd about, or interfere with any other driver or porter with whom any passenger may be negotiating for the transportation of himself or baggage, nor violate any of the rules and regulations made by any of the railroad or steamboat companies occupying stations or wharves in this city, and all baggage delivered or taken away therefrom shall be delivered and taken in such manner as shall be designated by such steamboat or railroad company. Rev. 1898. Chap. XVIII, §11.

§ 426. Charges for carrying baggage. Within the following limits, viz.: Beginning at the Connecticut river and Rev. 1898. Chap. XVIII, §12.

running thence westerly on a line with the north line of Pavilion street to the west line of Vine street, thence southerly along the west line of Vine street, and in a line in continuation thereof to a line of the Central New England Railroad Company; thence along the line of said railroad company to the west line of Sigourney street; thence southerly through Sigourney street, and in a line in continuation thereof to Summit street; thence easterly in a straight line to the south side of Jefferson street; thence through Jefferson and Wyllys streets, and including both sides of all of said streets to the Connecticut river; thence along the west bank of said river to the place of beginning — the charges for the carrying of baggage shall be as follows, viz.:

For one trunk, valise, carpet-bag, band-box, hat-box, bundle, or other similar package, carried to or from any railroad or steamboat station from or to any other place in said limits, 25 cents.

For each extra trunk or similar package carried with another trunk or similar package, at the same time and between the same points, 15 cents.

For each extra valise, carpet-bag, band-box, hat-box, bundle, or other similar parcel carried with other baggage, at the same time and between the same points, 5 cents.

For carrying any baggage to or from any railroad or steamboat station from or to any point without said limits, and within the limits of the city, there may be charged in addition to the above rates the following sums: For one single trunk, valise, or package, 15 cents additional. For each extra trunk, valise, or package, not exceeding two, 5 cents additional.

Rev. 1898. Chap. XVIII, §18.

§ 427. Form of card. The cards for baggage, specified in section 421, shall have plainly printed thereon the foregoing section.

Nov. 24, 1903.

§ 428. Charge for passengers and baggage. The prices or rates of fares to be taken by and paid to persons licensed to carry passengers and baggage may not exceed the following, viz.:

For carrying one person to or from any place within the following limits: Beginning at the Connecticut river and running thence westerly on a line with the north line of Pavilion street to the west line of Garden street; thence southerly down Garden street to the north line of Collins street; thence westerly along Collins street to the west line of Sigourney street; thence southerly down Sigourney street to Summit street; thence through Summit street to the south line of Jefferson street; thence easterly through Jefferson and Wyllys streets to the Connecticut river, and including both sides of all said streets, from or to any other place within said limits, 50 cents; for two persons, 75 cents; three persons, $1.00; four persons, $1.25.

For conveying one person to or from any place within the aforesaid limits from or to any other place beyond said limits and within the limits of the city, 75 cents; two persons, $1.00; three persons, $1.25; four persons, $1.50.

Children under four years of age, when carried in company with an adult person, free; and between the ages of four and twelve years, half price.

Between the hours of 12 o'clock at night and 6 o'clock in the morning twice the above rates may be charged.

For the use of a public carriage by the hour for driving, $1.50 may be charged; and for the use of a public carriage by the hour for shopping or calling, $1.50 may be charged for the first hour and $1.00 for each succeeding hour, and at the same rate for fractions of an hour.

For the use of a public sleigh by the hour $2.00 may be charged for the first hour and $1.00 for each succeeding hour, and at the same rate for fractions of an hour.

For weddings and parties, $3.00; for funerals, $2.50.

Passengers in any vehicle for the conveyance of passengers for hire shall be allowed to have conveyed upon said vehicle without extra charge their ordinary baggage, not exceeding, however, one trunk and ordinary small baggage, or 100 pounds of general baggage; for each additional trunk or equivalent baggage there may be charged an additional 25 cents.

Nov. 24, 1903.

§ 429. Form of card. The card for passengers and baggage specified in section 421 of this chapter shall have plainly printed thereon the foregoing section.

Rev. 1898. Chap. XVIII, §16.

§ 430. Penalties. Every person so licensed who shall violate any of the foregoing provisions of this chapter, shall be fined not less than five nor more than fifteen dollars for each offense, and in addition to the penalties herein prescribed for each and every violation of any provision of this chapter, the license issued to the offender may be revoked, and any conviction had hereunder shall be deemed a sufficient cause for the revocation of such license.

Rev. 198. Chap. XVIII, §17.

§ 431. Penalty for failure to have license. Every person who shall, contrary to the provisions of this chapter, solicit passengers or baggage to be transported for hire within said city, or engage in carrying or transporting passengers or baggage for hire therein, without having first obtained a license therefor as prescribed in this chapter, shall be fined not less than five nor more than twenty-five dollars for each offense, and every day's continuance so to solicit passengers or baggage, or to drive any vehicle carrying passengers or baggage for hire, after notice to desist therefrom given by any member of the police force of the city, shall be deemed a separate and single offense.

Rev. 1898. Chap. XVIII, §18.

§ 432. Corpses and persons with contagious diseases, penalty for carrying. No hack or public carriage owned or kept for hire shall be used for transporting any person who is sick with any contagious disease or the body of any person who shall have died of disease. The owner or keeper of any such hack or carriage, who shall suffer the same to be used for the purpose aforesaid, shall be fined not less than five dollars nor more than twenty-five dollars for each offense.

Rev. 1898. Chap. XX, §17.

§ 433. Street advertising by public wagons. No person or corporation engaged in or doing the business of a com-

mon carrier shall hereafter, upon the streets of this city, by day or by night, operate, or cause to be operated, any vehicle or car, of which the sole or principal purpose is that of advertising or of displaying signs and advertisements.

§ 434. Penalty. Any person or corporation violating the provisions of the foregoing section shall, upon conviction thereof, forfeit and pay a fine of not more than twenty-five dollars for each and every day every such vehicle or car is so operated or caused to be operated by them. Rev. 1898. Chap. XX, §18.

§ 435. Report of violations for prosecutions. It shall be the duty of every policeman to report all violations of this chapter to the chief of police, and it shall be the duty of the chief to inquire into any and all violations of this chapter that shall come to his knowledge, and report the same to the prosecuting attorney for prosecution. Rev. 1898. Chap. XVIII, §19.

CHAPTER XX.

TAXES.

Rev. 1896. Chap. XIX, §1.

§ 436. Assessors, assessment list, tax. The assessors of the town of Hartford for the time being shall be, *ex officio*, the assessors of the city of Hartford, and shall prepare, annually, within such time as shall be necessary for the use of said city, a city assessment list of the polls and ratable estate within the limits of the city, or may in some suitable manner distinguish or set apart such polls and ratable estate upon the town assessment list by them prepared, and the list of city assessments thus prepared or distinguished, or in case of the neglect of the town assessors to perform the above described duty, the assessment list last completed, or next to be completed, by the assessors and board of relief of the town of Hartford, shall be the list according to which the taxes of the city of Hartford shall be laid.

Rev. 1896. Chap. XIX, §2.

§ 437. Rate-maker, duties. City collector. Tax warrants. Delinquent tax payers. The court of common council shall, at any regular meeting, held on or before the first day of May in each year, appoint, by concurrent vote, a city rate-maker, who shall hold his office for the term of one year, and who shall make out and certify a rate bill setting forth the proportion which each taxable person shall pay according to law. The collector of the city, in collecting any tax laid by the court of common council, shall have the powers and conform to the regulations conferred upon and prescribed for the collection of town taxes by the public statutes of the state, after having received from the mayor a warrant for the collection of any such tax, which warrant the mayor is empowered to issue upon application of the collector. And the collector shall be account-

able to the mayor in the same manner as collectors of town taxes are to the selectmen; and the mayor may also issue his warrant to and thereby require and empower the city marshal to collect from any negligent collector the sums due from such collector to the city treasury; which warrant may be against the lands, chattels, and body of such collector; and said warrant shall be proceeded with like executions in civil actions.

§ 438. Annual tax. Special tax. The court of common council, at any regular meeting thereof, held on or before the first day of May in each year, shall lay a tax upon the polls and ratable estate within the city, as the annual tax for the current year, for the purpose of defraying any lawful expense, or paying the principal or interest upon any lawful debt, or discharging any lawful liability of the city of Hartford; and it shall be its duty to lay such taxes annually, at least, upon the proper list, *provided,* that taxes authorized by law for any specific purpose, and other than the ordinary annual tax of the city, may be laid at any regular meeting of the court of common council. Rev. 1898. Chap. XIX, §3.

§ 439. Clerk of assessors and board of relief. The board of assessors and the board of relief shall have authority to appoint a clerk, who shall perform such duties as either of said boards shall direct, and shall be paid in accordance with ordinance; but such clerk shall not be a member of either of said boards. Rev. 1898. Chap. XIX, §4.

CHAPTER XXI.

NUISANCES RELATING TO HIGHWAYS.

Rev. 1898. Chap. XX, §1.

§ 440. Obstructions of streets. Any executive or police officer of the city shall have authority to keep open and free from obstruction the streets and public places of said city, and to require all persons unlawfully obstructing such streets and public places to desist therefrom whenever the act of obstruction is done in view of such officer.

§ 441. Nuisances. The following acts are declared to be acts of nuisance:

June 13, 1905. The removal of any building through any street or highway of the city or the permitting of any building in process of removal to remain in any such street or highway without written license of the building inspector and approval of its terms by the board of street commissioners;

Rev. 1898. Chap. XX, §2. The opening or keeping open of any street or highway, blind alley, or thoroughfare, within said city without such license;

The placing or continuing the deposit of any building materials on any street or highway of said city without license of the board of street commissioners;

The opening or continuing of any vault or cellar-way in or upon any street or highway of the city without a license of the board of street commissioners;

The opening or continuance of any drain or conductor-pipe in such a manner that the same is discharged upon any sidewalk, street, or highway of the city, or other public place therein, or the use of any such drain or conductor-pipe;

The excavation of any part of any street, highway, or public place of said city, or digging below the surface thereof without authority or license of the board of street commissioners, and without also protecting the public against danger therefrom

by means of fences, lights, and any other precautions expedient or necessary for such protection;

Racing with bicycles or automobiles or trying the speed of horses through or upon any street or highway of said city, or other public place therein;

Resisting, molesting, disobeying, or interfering with any executive or police officer, or the board of street commissioners of said city, while engaged in the duty of keeping the streets or highways or public places of said city free from obstruction and convenient for public use;

Injuring any tree or shrubbery placed or kept as an ornament to any of the streets, highways, or public places of the city;

The erection or location of any building, or part of a building, or the continuance of any building so erected or located upon any street, highway, or public place of said city;

The erection, location or continuance of any structure, building, or part of a building, or any appurtenance thereto, or obscuring the prospect, between any building-line lawfully established, upon any street or highway, and the line of such street or highway;

Allowing any steam boiler or steam engine to exhaust or blow off into any public sewer or drain at a greater pressure than five pounds to the square inch;

Placing or causing to be placed in any street or alley-way any nails, spikes, screws, glass, or other similar substances, with intent to leave the same;

The distributing or causing to be distributed in any street any posters, hand-bills, advertising-cards, or other substance used for the purpose of advertising;

The carrying on of any trade or business upon the sidewalks, streets or highways of said city, without license of the chief of police.

The defacing or injuring of any fence, rail, chain, lamp, or post within any street, highway, or public place of said city;

Driving or propelling any vehicle except motor vehicles in or

through any street, highway, or public place of said city at a greater rate of speed than eight miles an hour within a distance of one-half mile of the city hall, or ten miles an hour outside that distance;

Drawing, propelling, or using any sled or any wheel vehicle, except baby-carriages and invalids' chairs along any sidewalk of said city;

The depositing or placing of any rubbish or other thing upon any street or highway of said city in such a manner or to such an extent as unreasonably to impede or cause inconvenience to public travel;

Injuring any grass or ornamental herbage within any public place of said city;

Brawling or fighting within any street, highway, or public place of said city;

Laying any sidewalk or gutter-stone without the license or order of the board of street commissioners;

Placing or continuing any article of traffic or merchandise, or of any wares, or any case or box for containing the same, or of any packing-boxes upon any sidewalk, or street, or highway of said city, except for purposes of transit or delivery, and for such time and in such manner as shall be reasonably necessary for such purposes;

The placing or continuing of any post, rail, fence, or other obstruction, upon any street, highway, or public place of the city, without authority of the board of street commissioners;

The placing of any business sign within the limits of any street of the city otherwise than parallel to and against, or as near as is convenient to the face of the building, wall, or fence, whereunto the same shall be attached;

The setting out of any tree within the lines of any sidewalk in the city, without license of the board of street commissioners;

The breaking of any sidewalk or curbstone, with mischievous intent, or by negligence;

Permitting any animal to go at large in any highway or public place in the city, or leaving any horse unhitched, or

permitting any animal, wagon or cart, to stand upon or over any crosswalk, by the person having control of the same at the time, within any street or thoroughfare of said city;

Permitting any animal or vehicle, by any person having the same in his charge or control,—

(a) To block up any street or thoroughfare, Mar. 26, 1907.

(b) To stand or remain in any one place or general location on any street or thoroughfare for such length of time as unreasonably to interfere with the general use by the public of all parts of such street or thoroughfare,

(c) To stop or stand in the highway with its left side adjacent to the curb,

(d) To remain backed up to the curb, except when necessary or convenient during the work of loading or unloading, provided, however, that such prohibition under clause (d) shall not apply to licensed hacks or express wagons while on public stands;

The firing or exploding of any fireworks, cannon, small arms, air or percussion-rifle, toy cannon, firecrackers, torpedoes, or other explosive substances, except at such times as are allowed by ordinance; Rev. 1898. Chap. XX, §2.

The making or maintaining of any bonfire in any street, highway, or public place in said city without permission from the mayor;

The playing of ball, or kite-flying, in any street or highway;

The driving with any sled, sledge, or sleigh, in or through any street or highway without bells attached thereto or to the horse drawing the same;

The driving of any goat or dog in harness in or through any street or highway;

The posting of bills, placards, or notices, without legal right, upon any building, wall, fence, or post, within or adjoining any such street or thoroughfare;

The drawing or use of any hand-cart, hand-sled, or wheelbarrow upon any sidewalk within the city;

The permitting of any snow to remain on the roof of any building, by the occupant for person in legal possession thereof, in such condition that the same may slide therefrom upon any street or highway of the city;

Extinguishing the light in any public lamp, or damaging such lamp;

Dec. 12, 1905. Discharging, turning or pouring naphtha, gasolene, or other volatile inflammable liquid into any public sewer or private drain connected therewith in the city of Hartford or under the jurisdiction thereof;

Dec. 12, 1905. The driving of any drove of animals through Main street at any time without the license of the board of street commissioners, or through any other street or highway of the city upon Sunday between sunrise and sunset without the written permission of the chief of police.

Rev. 1898. Chap. XX, §3. **§ 442. Penalty. Definition of malice. Continuing nuisances.** Any person who shall commit, or aid, advise, abet, or encourage the committing of any of the aforesaid acts of nuisance, shall be fined not less than one nor more than twenty-five dollars, and any such act shall be deemed malicious if repeated or continued after the person committing the same has been forbidden to repeat or continue the same. The continuance of any obstruction or encroachment upon any street, highway, or building-line, or the continuance of any of the enumerated acts of nuisance which is of a continuing nature, for a day of twenty-four hours after the day of the commencement thereof, shall be deemed a separate and single offense.

Rev. 1898. Chap. XX, §4. **§ 443. Four-fold assessment of building.** Any building erected or located in violation of section 441 shall be assessed at four-fold its taxable value in the list last prepared or next to be prepared, according to law, for the purpose of laying city taxes thereon.

Rev. 1898. Chap. XX, §5. **§ 444. Removal of obstruction. Expense.** Whenever anything unlawfully placed or kept on any street, highway or

public place of said city, shall be removed by the board of street commissioners, the expense of such removal to any amount not exceeding fifty dollars, shall be a debt or forfeiture against the person liable for such act of nuisance, provided that the board of street commissioners shall have first given such person notice and reasonable time to remove the same.

§ 445. Report of violation for prosecution. It shall be the duty of any policeman in the city to report the commission of any of the acts enumerated as nuisances in this chapter to the prosecuting attorney, and it shall be the duty of said attorney to prosecute any persons committing the same. Rev. 1898. Chap. XX, §6.

§ 446. Snow and ice on sidewalks. The owner, agent of the owner, or occupant of any building or land bordering upon any street, square, or public place within the city where there is a sidewalk graded, paved, or planked, shall cause to be removed therefrom any and all snow, sleet, and ice within two hours after the same shall have fallen, been deposited, or found, or within three hours after sunrise, when the same shall have fallen in the night season; and whenever any such sidewalk or any part thereof shall be covered with ice, the owner, agent, or occupant of the building or lot adjacent thereto, shall, within the space of one hour thereafter, during the daytime, cause such sidewalk to be made safe and convenient by removing the ice therefrom, or by covering the same with sand or some other suitable substance. Rev. 1898. Chap. XX, §7.

§ 447. Penalty. The owner, agent of the owner, or occupant of any building or lot of land, whose duty it is to clear the sidewalk adjacent thereto, who shall violate any of the provisions of the foregoing section, or refuse or neglect to comply with the same, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined the sum of two dollars for each offense, and each and every hour of refusal or neglect to comply with the provisions of said section shall be deemed a separate offense; said penalty shall not, however, exceed the Rev. 1898. Chap. XX, §8.

sum of thirty dollars for any one period of neglect; *provided, however,* that in prosecutions against owners or their agents the defendant shall be allowed to show that the occupant of the premises has agreed to conform to the provisions of this chapter and to save the said owner harmless from all fines for violation thereof, and the proof of such agreement shall be a sufficient defense to such prosecution; and, *provided, also,* that whenever a private corporation shall violate the provisions of the preceding section, the officers and directors of said corporation shall be personally liable to pay the fine herein provided for.

Rev. 1898. Chap. XX, §9.

§ 448. Report of failure to clear walk. Cleared by street board. It shall be the duty of the police force, under the direction of the chief of police, to see that the foregoing provisions relating to snow and ice are strictly complied with; and it shall be the duty of the chief of police to report promptly all cases of neglect to the board of street commissioners, whose duty it shall be forthwith to cause all walks so reported as being neglected to be properly cleaned or protected.

Rev. 1898. Chap. XX, §11.

§ 449. Reports for prosecution. It shall be the duty of the police force to report for prosecution all cases of violation of, or of refusal or neglect to comply with the provisions of this chapter, relating to ice and snow.

Rev. 1898. Chap. XX, §12.

§ 450. Sidewalks belonging to city. It shall be the duty of the board of street commissioners to cause to be cleared and cared for, in accordance with the foregoing provisions, all sidewalks properly belonging to the City of Hartford, and not adjoining the land of private individuals or private corporations, except such sidewalks as are in special charge of other city officials, and it shall be the duty of all city officers to cause to be cleared, in accordance with the provisions of said section, all sidewalks fronting on land under their official charge, and said board of street commissioners and other city officials shall be personally liable to the same penalties for any neglect in rela-

tion to the walks so under their official charge as are private persons for a like offense.

§ 451. Disorderly conduct. Penalty. Any occupant of any house or building who shall permit any number of persons to assemble therein, and, by indecent or disorderly conduct, or by quarreling or fighting, or by excessive or undue noise of any kind to disturb the peace and quiet of his or her neighbors, shall be fined not more than fifty dollars, or be imprisoned not more than thirty days, or both. Rev. 1898. Chap. XX. §13.

§ 452. Trespass, etc. Penalty. Any person who shall wantonly deface or injure any public building in said city, or other enclosure of the same, or commit any trespass in any yard, garden, cemetery, or inclosure therein, shall be fined not more than fifty dollars. Rev. 1898. Chap. XX, §14.

§ 453. Noise by peddlers. Revocation of license. No person shall, within the city of Hartford, make or cause to be made for the purpose of announcing his vocation or presence, or in connection with the buying or selling of any goods, wares, merchandise, or anything whatsoever, or with the carrying on of any trade, vocation, or calling, an immoderate or excessive use of the voice, or of any bell, gong, horn, or other noisy instrument. The violation of any provision of this section shall, besides rendering the offender liable to the penalty hereinafter provided, be good cause for the revocation of his license, if he have one, and the failure to obey or conform to the directions or injunctions of any police officer of the city shall be like cause for such revocation. Rev. 1898. Chap. XX, §15.

§ 454. Penalty. Any person who shall violate or fail to comply with the provisions of the preceding section shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not more than ten dollars for each and every offense. Rev. 1898. Chap. XX, §16.

§ 455. Spitting on sidewalk, etc. Penalty. No person shall spit on any sidewalk or park walk or in any railway station, June 12, 1906.

public building, steamboat, railway car, street railway car, or licensed vehicle, unless into a spittoon or other proper receptacle. Violation of each and every provision of this section shall be deemed a misdemeanor and shall be punished by a fine of not more than twenty dollars.

June 12, 1906. **§ 456. Fireworks in public places. Penalty.** No person shall fire or explode any fireworks, cannon, small arms, percussion rifle, toy cannon, fire crackers, torpedoes or other explosive substances, or burn any composition such as red fire or similar burning substances, in the streets, parks, and public places of the city of Hartford on the Fourth of July. For the purposes of this ordinance, the Fourth of July shall be construed as beginning at sunset on the third of July and ending at four o'clock in the forenoon of July fifth. Any violation of this ordinance shall be punished by a fine not exceeding twenty dollars.

CHAPTER XXII.

MISFEASANCE IN OFFICE.

§ 457. Definition, penalty. Any member of either branch of the court of common council who shall bargain for, exact, or receive from any person or corporation, any fee, compensation, or reward of any kind, for drawing any petition or remonstrance to the court of common council, or any committee thereof, or for acting as counsel, attorney, or agent for such person or corporation in the court of common council, or before any committee thereof; or for any advice given, services rendered, or acts done, in connection with any petition, vote, resolution, or ordinance, or any other business coming before said court, or who shall be guilty of any other misfeasance in office, or any corruption, shall be expelled from office. Rev. 1898. Chap. XXI, §1.

§ 458. Removal of city officers guilty of misfeasance. Any other officer of the city who shall bargain for, exact, or receive any fee, compensation, or reward of any kind, for any official act, or for refraining from any official act, or who shall be guilty of any other misfeasance in office, or corruption, shall be removed from office. Rev. 1898. Chap. XXI, §2.

§ 459. Procedure against members of Court of Common Council. Whenever either branch of the court of common council shall receive a statement from any member thereof, or a written communication, verified by oath, from any citizen, charging any member of such branch with corruption or misfeasance in office, the matter shall be immediately referred to a committee of three members of said branch, and such committee shall immediately investigate the truth of the charge, and report the facts, and if said charge shall be found to be true, Rev. 1898. Chap. XXI, §3.

said branch shall proceed forthwith, by vote, to expel the offending member from office.

Rev. 1898. Chap. XXI, §4.

§ 460. Procedure against city officers. Any citizen may prefer a charge against any city officer for corruption or misfeasance in office; such charge shall be in writing over the signature of the person making the same, and verified by oath, and shall be directed to the recorder of the city court, and served as civil process of said court. Said judge may hear such witnesses as shall be produced by the complainant and respondent, and may hear counsel, and give judgment according to the facts, and certify such judgment to the mayor. The mayor, upon receiving from the recorder of the city court a certificate that any city officer has been guilty of corruption or misfeasance in office, shall forthwith issue his order removing such officer from office, and such officer shall thereby be removed from office.

Rev. 1898. Chap. XXI, §5.

§ 461. Expulsion of members of Council. Nothing in this ordinance shall prevent either branch of the court of common council from expelling any member of such branch for such cause as it may deem just.

APPENDIX.

AN ORDINANCE AUTHORIZING THE CITY COLLECTOR TO SELL AT PUBLIC AUCTION LAND ACQUIRED BY THE STRICT FORECLOSURE OF CITY TAX OR ASSESSMENT LIENS.

Be it Ordained by the Court of Common Council of the City of Hartford:

1. Whenever the title to any real estate shall have been acquired by the city of Hartford through strict foreclosure of any tax or assessment lien, or through the giving of said title to the city to satisfy its claims for assessments or taxes, the city collector may sell the same at public auction, either by itself or with other real estate so foreclosed or conveyed to the city, either on the premises sold or in his office, and may execute in the name of the city a conveyance or conveyances to the purchaser of any real estate so sold, and may affix thereto the city seal.

2. The city collector may, at his discretion, employ an auctioneer to make such sale and may also fix a minimum price below which no bid may be received.

3. Every such sale shall be advertised by posting a notice thereof, at least a week in advance, on the public signpost nearest to said collector's office, and by such other advertising as he shall deem expedient. All the expenses of such sale shall be paid from the proceeds thereof by the city collector.

4. In case the title of the city to property against which any school district shall have a claim for taxes, shall become absolute by strict foreclosure, and such property shall be sold by the city collector, then said collector shall pay to such school district the amount of all taxes due it, and to the city the amount of all taxes and assessments due it, provided the net proceeds of such sale shall be sufficient to pay both, and shall pay the balance, if any, into the city treasury. In case such net proceeds shall not be sufficient to pay both, then such pro-

ceeds shall be divided between the city and the school district in proportion to the amounts due each respectively.

5. At any time within two years from the date of such sale, the owner of the property at the time of such foreclosure or any incumbrancer having an interest therein at said time may present a claim to the city treasurer for the payment to him of the proceeds of the sale, if any, in excess of the costs and expenses of such sale and the aggregate claims of the city and school district.

Approved, Oct. 29, 1907.

ORDINANCE RELATING TO LAYOUT OF NEW HIGHWAYS AND PLOTTING OF PRIVATE PROPERTY.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. No street plotted or opened by any private person, firm or corporation shall hereafter be accepted by the court of common council until the petition for same with plot or plan showing proposed location of such street or highway, and its width shall have been referred to and approved by the commission on city plan.

SEC. 2. The town clerk shall upon the filing in his office of any such plot or plan showing layout of any such proposed highway or street immediately send to the party so filing such plot or plan a copy of this ordinance.

Approved, Jan. 28, 1908.

AN ORDINANCE RELATING TO SUBSTITUTES OF THE FIRE DEPARTMENT.

Be it Ordained by the Court of Common Council of the City of Hartford:

All men on the substitute roll of the fire department who, under orders of the department, may be called upon for service at large fires or on special occasions, and do in fact respond to such calls, may be paid respectively through orders of said department a sum not greater than two dollars and fifteen cents for each call.

Approved, Feb. 11, 1908.

AN ORDINANCE CONCERNING THE SALARY OF THE CLERK OF THE CITY COURT.

Be it Ordained by the Court of Common Council of the City of Hartford:

The salary of the clerk of the city court shall be from and after April 1, 1908, at the rate of one thousand dollars per annum, and in addition thereto he shall be paid a sum at the rate of five hundred dollars a year to meet and defray the expenses of his office.

Approved, Feb. 25, 1908.

AN ORDINANCE CONCERNING THE CARE OF PUBLIC CEMETERIES.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. The care, management and control of all city cemeteries and burying-grounds are hereby imposed upon and delegated to the board of park commissioners.

SEC. 2. Said board of park commissioners are hereby vested with all the powers and shall have all the duties in connection with the care, management and control of said city cemeteries and burying-grounds, including the sale of lots therein, now vested in, imposed upon or assumed by the joint standing committee on city cemeteries.

SEC. 3. Said board of Park Commissioners shall in carrying out the powers and duties imposed by this ordinance have the right to employ such agents, servants and employees in the care, management and control of such cemeteries and of the sale of lots therein, with such powers and responsibilities as to said board of park commissioners may seem necessary and proper, and from time to time may change the same at pleasure, and shall from time to time fix the wages or compensation of such employees. Said board of park commissioners may further adopt such rules and regulations as to the care, management and control of such cemeteries and burying-grounds, and the sale of lots therein, as said board shall deem to be for the proper management of the same, and may alter or amend the same. Such rules and regulations as may from time to time be adopted, altered or amended by said board shall, after publication in ac-

cordance with the ordinances in reference to city advertising, have the force of city ordinances.

SEC. 4. All proceeds of the sale of any and all lots in said city cemeteries and burying-grounds shall on receipt of the same be transmitted to the city treasurer, who shall not cover the same into the city funds, but shall deposit the same in such bank or banks, trust company or trust companies as may be designated by the board of finance, to be held and retained by such bank or banks, trust company or trust companies as a separate city fund to be known as the "cemetery fund."

SEC. 5. The income of such cemetery fund as the same accrues shall be placed by the city treasurer at the disposal of said board of park commissioners in addition to such amounts as from time to time may be appropriated therefor by the court of common council, to be expended by said board of park commissioners, if it deems necessary or proper, in the care, management and control of such cemeteries and burying-grounds and the improvement of the same. Said income of such cemetery fund, together with all amounts appropriated by the court of common council as aforesaid, shall be deemed park funds, limited in their expenditure for the uses and purposes of the city cemeteries and burying-grounds under the provisions hereof, and shall be paid out by the city treasurer upon warrants signed by at least three members of the said board of park commissioners.

SEC. 6. All income accruing from such fund and not so drawn by said board of park commissioners for the purposes as above set forth shall at the close of the fiscal year be added to the principal of said cemetery fund and thereafter held by the city treasurer and such depositaries as and for such principal.

SEC. 7. Said board of park commissioners shall be limited in expenditures in carrying out the powers and duties imposed upon said board by this ordinance to such amounts as from time to time may be appropriated therefor by the court of common council, but such limitation shall not be deemed to prohibit the expenditure by said board of such additional amount or amounts as shall accrue as income from said cemetery fund.

SEC. 8. All ordinances, resolutions or parts thereof heretofore passed by the court of common council in reference to said cemeteries and burying-grounds are hereby repealed.

SEC. 9. This ordinance shall take effect April 1, 1908.

Approved, Feb. 25, 1908.

AN ORDINANCE TO CARRY INTO EFFECT THE REVISED ORDINANCES.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. The revised ordinances reported to this court on the 10th day of February, 1908, by the ordinance committee, together with all ordinances passed by this court since the first day of October, 1907, and this ordinance, shall constitute the general ordinances of the city of Hartford, and shall be and become operative on the first day of March, 1908, and shall on said first day of March, 1908, together with any ordinances that may be approved between said 10th day of February, 1908, and said first day of March, 1908, and with all ordinances passed by this court since the first day of October, 1907, be the ordinances of the city, and all other ordinances or parts of ordinances shall be thereafter repealed.

SEC. 2. The said repeal shall not impair or affect any rights, privileges, immunities, or offices vested in the city of Hartford, or in any of its officers, or in any person or body corporate, and all matters, civil or criminal, commenced by virtue of the ordinances repealed as aforesaid, and pending unfinished, may be prosecuted to final effect in the same manner as if this ordinance had not been passed, and no ordinance which has been heretofore repealed shall be revived by the repeal mentioned in this ordinance.

SEC. 3. No offense committed and no penalty or forfeiture incurred under any of the ordinances hereby repealed, before the time when said repeal shall take effect, shall be affected by said repeal, except that when any penalty, punishment or forfeiture shall have been mitigated by the provisions of the revision, such provisions shall be extended to any judgment to be pronounced under said repeal.

SEC. 4. The rules of construction set out in section one of the general statutes of Connecticut are hereby made binding upon said revision.

Approved, Feb. 25, 1908.

AN ORDINANCE AMENDING AN ORDINANCE RELATING TO SCHOOL OFFICERS.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 66 of the revised ordinances is hereby amended to read as follows:

School officers: Superintendent of schools, $2,000 per year; truant officer, $1,100 per year.

Approved, March 24, 1908.

AN ORDINANCE RELATING TO A PERMANENT FORCE OF THE FIRE DEPARTMENT.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. The number of permanent substitutes of the fire department shall hereafter consist of fifteen.

SEC. 2. The force at engine companies Nos. 5, 6, 7, 8, and 12 shall hereafter consist of the following members, who shall be permanent men: One foreman, who shall also be a pipeman; one engineer, one stoker, one engine driver, one hose driver, 3 hosemen, their salaries to be in accordance with existing ordinances.

SEC. 3. The force at chemical engine companies Nos. 9, 10, 11 shall consist of one foreman, one driver, one assistant driver, one pipeman, the salary of the foreman to be at the rate of twelve hundred dollars per annum.

SEC. 4. This ordinance shall take effect October 1, 1908.

SEC. 5. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Approved, March 24, 1908.

AN ORDINANCE RELATING TO MOVING PICTURE MACHINES.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. That section 378 of the revised ordinances of the city of Hartford be and the same is hereby amended by the addition of the following at the end of said section: "No moving picture machine shall be operated in the city of Hartford unless such machine is enclosed in a metal booth that has there-

tofore received the approval of the building inspector. No operator shall operate such machine until said operator has received a written permit from such building inspector."

Approved, March 24, 1908.

AN ORDINANCE RELATING TO NOISE NUISANCE.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. Paragraph 441 of the revised ordinances of the city of Hartford is hereby amended by the addition of the following clauses:

"The use or operation of a siren within the city limits.

"The use or operation of a whistle, horn, bell or other instrument on the streets of the city in such manner that excessive and offensive noise or noises are produced."

Approved, March 24, 1908.

AN ORDINANCE RELATING TO ICE.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. Every person, firm or corporation who, as a business, sell and deliver ice by weight within the city limits, shall provide scales for each wagon used by such person, firm or corporation in the delivery of such ice.

SEC. 2. All persons having charge of the delivery of ice from a vehicle belonging to such person, firm or corporation shall upon the request of a purchaser of ice from him or from such person, firm or corporation weigh the same upon such scales when it is delivered.

SEC. 3. Any person, firm or corporation violating the foregoing sections shall be fined not less than one dollar nor more than fifty dollars for each offense.

Approved, March 24, 1908.

AN ORDINANCE RELATING TO POLICE DEPARTMENT.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. The police department shall consist of one chief-of-police, one captain, one lieutenant, five detective ser-

geants who shall perform general detective service, not more than six sergeants, one of whom, under the direction of the mayor, may be assigned as inspector of licenses and public vehicles, one police matron, one hundred and five regular policemen, three drivers, and not more than one hundred supernumerary policemen, any of whom may be called into regular service by the chief-of-police whenever in the opinion of the police board their services may be necessary. Hereafter all appointments as regular policemen shall be from the supernumerary force. No supernumerary policeman shall be appointed to the permanent force until he has performed active service for at least six months.

SEC. 2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Approved, March 24, 1908.

AN ORDINANCE RELATING TO CITY SCALE.

Be it Ordained by the Court of Common Council of the City of Hartford:

SECTION 1. That section twenty-three of the revised city ordinances be amended by the addition of the following, viz.:

A city weigher, duly qualified as hereinbefore specified, shall be employed each year by the sealer of weights and measures at a salary of not more than six hundred dollars a year, who shall be in attendance at the city scales between the hours of 8 A. M. and 12 M. and 1 P. M. and 6 P. M. each day, except Sundays and legal holidays, whose duty it shall be to weigh loads or burdens of any kind which shall be brought to him for weighing, upon tender to him of fee as hereinafter set forth, and who shall give a certificate of the weight of same signed by him as a city weigher. Said fee shall be fifteen cents for weighing each and every load weighed by him on such scale, and the same shall be paid by him over to the city treasurer at least once each week. No charge shall be made for weighing a wagon or conveyance empty and separately for the purpose of determining the actual weight of the goods contained in such wagon or conveyance.

If requested by the purchaser of any article of merchandise sold by weight, excepting coal, the same shall be weighed on said city scales or on other scales hereafter acquired by the city for like purposes; provided, however, that such articles exceed in weight one hundred pounds, and the fees payable to said city weigher for such services shall be in all cases paid by the seller unless otherwise agreed between the parties.

Approved, March 24, 1908.

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